

**OFFICIAL JOURNAL**  
**OF THE**  
**HOUSE OF**  
**REPRESENTATIVES**

**OF THE**  
**STATE OF LOUISIANA**

**FIFTY-FOURTH DAY'S PROCEEDINGS**

**Twenty-fifth Regular Session of the Legislature**  
**Under the Adoption of the**  
**Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Tuesday, June 15, 1999

The House of Representatives was called to order at 9:00 A.M.,  
by the Honorable Hunt Downer, Speaker of the House of  
Representatives.

**Morning Hour**

**ROLL CALL**

The roll being called, the following members answered to their  
names:

**PRESENT**

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson

Frith  
Fruge  
Gautreaux  
Glover  
Green  
Total—102

Morrish  
Murray  
Nevers  
Odinet  
Perkins

Willard  
Windhorst  
Winston  
Wooton  
Wright

**ABSENT**

Strain  
Total—1

The Speaker announced that there were 102 members present  
and a quorum.

**Prayer**

Prayer was offered by Reverend Mark Mitchell.

**Pledge of Allegiance**

Rep. Murray led the House in reciting the Pledge of Allegiance  
to the Flag of the United States of America.

**Reading of the Journal**

On motion of Rep. Walsworth, the reading of the Journal was  
dispensed with.

On motion of Rep. Bruce, the Journal of June 14, 1999, was  
corrected to reflect her as voting nay on final passage of Senate Bill  
No. 858.

On motion of Rep. Walsworth, the Journal of June 14, 1999,  
was adopted.

**Suspension of the Rules**

On motion of Rep. Curtis, the rules were suspended to limit the  
author or proponent handling the legislative instrument to ten  
minutes for opening remarks and all subsequent speakers on the  
instrument to five minutes.

**Petitions, Memorials and  
Communications**

The following petitions, memorials, and communications were  
received and read:

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of  
Representatives:

I am directed to inform your honorable body that the President  
of the Senate has appointed the following committee to serve with a  
like committee from the House to confer on the disagreement to  
Senate Bill No. 113: Senators Ewing, Jones and Jordan.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

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## Page 2 HOUSE

54th Day's Proceedings - June 15, 1999

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June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 297: Senators Greene, Casanova, and Hines.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Message from the Senate**

#### **APPOINTMENT OF CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 362: Senators Landry, Jordan and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Message from the Senate**

#### **APPOINTMENT OF CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 450: Senators Dardenne, Barham, and Greene.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Message from the Senate**

#### **APPOINTMENT OF CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to

Senate Bill No. 889: Senators Landry, Smith, and Irons.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Message from the Senate**

#### **APPOINTMENT OF CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 919: Senators Bajoie, Ewing, and Barham.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Message from the Senate**

#### **APPOINTMENT OF CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 936: Senators Cain, Greene, and Thomas.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Message from the Senate**

#### **APPOINTMENT OF CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1076: Senators Romero, Dean, and Hainkel.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 331: Senators Ullo, Cox, and Barham.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 412: Senators Ellington, Jones, and Dardenne.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 482: Senators Dardenne, Hainkel, and Campbell.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 828: Senators Hainkel, Ullo, and Cox.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 903: Senators Ellington, Dardenne, and Jones.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1025: Senators Heitmeier, Theunissen, and Dyess.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1084: Senators Hines, Theunissen, and Cain.

Respectfully submitted,

MICHAEL S. BAER, III

Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1182: Senators Tarver, Bean, and Cravins.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**HOUSE BILLS**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 233  
Returned with amendments.

House Bill No. 438  
Returned without amendments.

House Bill No. 694  
Returned without amendments.

House Bill No. 1029  
Returned without amendments.

House Bill No. 1081  
Returned without amendments.

House Bill No. 1092  
Returned without amendments.

House Bill No. 1106  
Returned with amendments.

House Bill No. 1177  
Returned without amendments.

House Bill No. 1178  
Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

June 14, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 160 and 161

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**House and House Concurrent Resolutions**

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

**HOUSE RESOLUTION NO. 90—**  
BY REPRESENTATIVES MORRELL AND MURRAY  
A RESOLUTION

To urge and request the board of directors of the Ernest N. Morial Convention Center to direct the building's management to designate two strategically located rooms, which will each hold approximately one hundred fifty employees, to be used as a permanent cafeteria for employees of the center and Aramark Corporation, to direct the Aramark Corporation to set up cafeteria or dining facilities in these rooms, and to ensure that the rooms shall only be used as cafeteria or dining facilities for the employees of the center and Aramark Corporation.

Read by title.

On motion of Rep. Morrell, and under a suspension of the rules, the resolution was adopted.

**HOUSE RESOLUTION NO. 92—**  
BY REPRESENTATIVE KENNEY  
A RESOLUTION

To urge and request the Board of Regents, in collaboration with the Board of Supervisors for the University of Louisiana System, the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, and the Board of Supervisors of Community and Technical Colleges, to adopt policies providing for more incentives for students from this country to enter programs in engineering and science by allocating funds for graduate assistantships and for new faculty positions designated for U.S. citizens only.

Read by title.

On motion of Rep. Kenney, and under a suspension of the rules, the resolution was adopted.

**Senate Concurrent Resolutions**

The following Senate Concurrent Resolutions lying over were taken up and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 154—**

BY SENATOR BOISSIERE

**A CONCURRENT RESOLUTION**

To establish a group to study and make recommendations regarding creating the New Orleans Center for Creative Arts as a state agency and to require such group to make recommendations regarding the transition.

Read by title.

On motion of Rep. Murray, and under a suspension of the rules, the resolution was ordered passed to its third reading.

**SENATE CONCURRENT RESOLUTION NO. 158—**

BY SENATOR ULLO

**A CONCURRENT RESOLUTION**

To create and provide with respect to a joint legislative committee to study and make recommendations with respect to certain aspects of Medicaid and uncompensated care expenditures.

Read by title.

On motion of Rep. Scalise, and under a suspension of the rules, the resolution was ordered passed to its third reading.

**SENATE CONCURRENT RESOLUTION NO. 159—**

BY SENATOR DARDENNE

**A CONCURRENT RESOLUTION**

To provide for legislative approval of the formula developed by the State Board of Elementary and Secondary Education and adopted by the board on June 10, 1999, to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems.

Read by title.

On motion of Rep. Donelon, and under a suspension of the rules, the resolution was ordered passed to its third reading.

**Senate Concurrent Resolutions  
Reported by Committees**

The following Senate Concurrent Resolutions reported by committees were taken up and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 132—**

BY SENATORS ULLO AND DARDENNE

**A CONCURRENT RESOLUTION**

To urge and request manufacturers and sellers of firearms and ammunition who sell or distribute within the state of Louisiana to provide suggestions or advice on how to provide for additional forms of safety or security relative to the sale, distribution, handling, use or storage of firearms or ammunition.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Senate Concurrent Resolution No. 132 by Senator Ullo

**AMENDMENT NO. 1**

On page 1, delete lines 14 through 16 in their entirety

On motion of Rep. Windhorst, the amendments were adopted.

On motion of Rep. Windhorst, the resolution, as amended, was ordered passed to its third reading.

**SENATE CONCURRENT RESOLUTION NO. 145—**

BY SENATOR LANDRY AND REPRESENTATIVE DIEZ

**A CONCURRENT RESOLUTION**

To urge and request the Joint Committee on Transportation, Highways, and Public Works to conduct a study of both deep draft and shallow draft ports throughout the state.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. Diez, the resolution was ordered passed to its third reading.

**Senate Instruments on Second Reading  
Returned from the Legislative Bureau**

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

**SENATE BILL NO. 36—**

BY SENATOR HAINKEL

**AN ACT**

To amend and reenact R.S. 15:832.1(A), relative to the Department of Public Safety and Corrections; to provide with respect to work by inmates; to provide for the calculation of certain costs in connection with certain construction projects involving the work of inmates; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Windhorst, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 426—**

BY SENATOR MALONE

**AN ACT**

To amend and reenact R.S. 40:1472.1, 1472.2(1) and (12), 1472.3(A), (B), (D), (E), (G), and (H), 1472.5(C), (E), (F), and (G), 1472.7(A), 1472.8, 1472.9(A) and (D), 1472.10(A)(1), (4), (6), and (B), the introductory paragraph of 1472.11(A), 1472.14, 1472.16(B), and 1472.17, and to enact R.S. 40:1472.2(27) and (28), relative to the regulation of explosives; provides that the deputy secretary of the department of Public Safety and Corrections Division of Safety Services shall exercise the power and authority of the secretary of the department in regulating explosives; to provide for certain exemptions to reporting and licensing requirements; to provide for a fund for the administration of explosives regulation and licensing; to authorize the deputy secretary to grant written approval to licensees for alternative methods of handling, storage, use and sale of explosives; to dedicate monies received from fines and penalties; and to provide for related matters.

## Page 6 HOUSE

54th Day's Proceedings - June 15, 1999

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Windhorst, the bill was ordered passed to its third reading.

### Regular Calendar

#### SENATE BILL NO. 559—

BY SENATOR JORDAN

AN ACT

To amend and reenact R.S. 32:663, 664, 667, and 668, relative to motor vehicles; to provide for operation of motor vehicles while intoxicated; to provide for approval of methods used to determine intoxication; to provide for license suspension and revocation procedures for violations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Reengrossed Senate Bill No. 559 by Senator Jordan

##### AMENDMENT NO. 1

On page 2, at the beginning of line 1, change "department" to "Department of Public Safety and Corrections"

##### AMENDMENT NO. 2

On page 2, at the beginning of line 4, change "department" to "Department of Public Safety and Corrections"

##### AMENDMENT NO. 3

On page 2, at the beginning of line 20, change "department" to "Department of Public Safety and Corrections"

##### AMENDMENT NO. 4

On page 3, at the beginning of line 27, change "department" to "Department of Public Safety and Corrections"

##### AMENDMENT NO. 5

On page 4, line 7, change "department" to "Department of Public Safety and Corrections"

##### AMENDMENT NO. 6

On page 6, line 12, change "department" to "Department of Public Safety and Corrections"

##### AMENDMENT NO. 7

On page 9, line 12, change "department" to "Department of Public Safety and Corrections"

##### AMENDMENT NO. 8

On page 10, line 8, change "department" to "Department of Public Safety and Corrections"

##### AMENDMENT NO. 9

On page 11, line 9, change "department" to "Department of Public Safety and Corrections"

##### AMENDMENT NO. 10

On page 11, line 23, change "department" to "Department of Public Safety and Corrections"

##### AMENDMENT NO. 11

On page 11, line 27, change "department" to "Department of Public Safety and Corrections"

On motion of Rep. Diez, the amendments were adopted.

On motion of Rep. Diez, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the local and consent calendar.

#### SENATE BILL NO. 1003—

BY SENATOR JONES

AN ACT

To enact R.S. 32:398.6, relative to the uniform issuance of traffic citations under the Highway Regulatory Act; to require the collection of statistical evidence by traffic enforcement officers; to provide for annual reporting of findings; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Reengrossed Senate Bill No. 1003 by Senator Jones

##### AMENDMENT NO. 1

On page 1, line 4, after "by" change "traffic enforcement" to "state police"

##### AMENDMENT NO. 2

On page 1, line 10, after "Every" change "traffic enforcement" to "state police"

##### AMENDMENT NO. 3

On page 1, line 12, after "performs" change "whether" to "when" and after "arrest" change the comma "," to "or" and at the end of the line delete "or"

##### AMENDMENT NO. 4

On page 1, at the beginning of line 13, delete "warning and release" and at the end of the line change "All traffic" to "The office of state"

police"

**AMENDMENT NO. 5**

On page 1, at the beginning of line 14, delete "enforcement agencies in this state"

**AMENDMENT NO. 6**

On page 2, line 5, after "the" change "traffic enforcement" to "state police"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Diez, the amendments were adopted.

On motion of Rep. Diez, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

**Reconsideration**

**SENATE BILL NO. 294—**

BY SENATOR HEITMEIER

**A JOINT RESOLUTION**

Proposing to amend Article X, Section 10(A)(1) of the Constitution of Louisiana, relative to state and city civil service rules; to authorize supplemental pay to certain police officers from funds available; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

On motion of Rep. Windhorst, the vote by which the above Senate Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

**Reconsideration of Vetoed Bills**

**HOUSE BILL NO. 44—**

BY REPRESENTATIVE WINDHORST

**AN ACT**

To amend and reenact R.S. 49:968(G), relative to the Administrative Procedure Act; to provide relative to the procedure for the proposal and adoption of certain rules; and to provide for related matters.

Read by title.

June 11, 1999

Honorable Alfred W. Speer  
Clerk of the House of Representatives  
State Capitol  
Baton Rouge, LA 70804

RE: HOUSE BILL NO. 44 BY REPRESENTATIVE WINDHORST

To amend and reenact R.S. 49:968 (G), relative to the Administrative Procedure Act; to provide relative to the procedure for the proposal and adoption of certain rules; and to provide for related matters.

Dear Mr. Speer:

Presently, under the Louisiana Administrative Procedure Act if a

state agency rule is found unacceptable by a legislative oversight committee and the governor does not disapprove that action, the agency may not be able to resubmit even a substantially similar rule until the next regular legislative session. The current process gives the legislative branch appropriate review and input in the agency rule-making process while at the same time maintaining to the executive branch appropriate ability to discharge its duties.

House Bill No. 44 would extend by an additional year the period within which the agency may be barred from initiating substantially similar rule-making; that is, the agency may be required to wait until the next general regular session. Increasing the period within which an agency may be unable to discharge its duties may well jeopardize state conformity with state or federal law or federal regulation and would require the governor to more frequently overturn legislative oversight committee actions to avoid the risk that an agency will be prevented from discharging its duty under state law.

For this reason, I am vetoing House Bill No. 44 and returning it to you.

Sincerely,

M. J. "Mike" Foster, Jr.

**Motion**

On motion of Rep. Windhorst, the bill was returned to the calendar.

**HOUSE BILL NO. 316—**

BY REPRESENTATIVE GREEN

**AN ACT**

To amend and reenact R.S. 10:3-111 and to repeal R.S. 10:4A-209(f), relative to banks; to prohibit a drawee from charging a fee for the payment of an instrument pursuant to the drawer's instructions; and to provide for related matters.

Read by title.

Honorable Alfred W. Speer  
Clerk of the House of Representatives  
State Capitol  
Baton Rouge, LA 70804

RE: HOUSE BILL NO. 316 BY REPRESENTATIVE GREEN

To amend and reenact R.S. 10:3-111 and to repeal R.S. 10:4A-209 (f), relative to banks; to prohibit a drawee from charging a fee for the payment of an instrument pursuant to the drawer's instructions; and to provide for related matters.

Dear Mr. Speer:

House Bill No. 316 would prohibit a bank from charging a fee for cashing a check drawn on the bank and presented for payment to the bank by someone not its customer. Although the bill's proposed objective to limit the cost of banking to consumers is admirable, I and many others strongly believe that the economy is healthier and produces more jobs and other benefits the less government intervenes. The basic fees of businesses are matters for consideration by them and those who do business with them.

For this reason I am vetoing and returning House Bill No. 316 to you.

Sincerely,

M. J. "Mike" Foster, Jr.

## Page 8 HOUSE

54th Day's Proceedings - June 15, 1999

Rep. Green moved the passage of the bill subsequent to the Governor's veto.

### Motion

Rep. McMains moved the previous question be ordered on the entire subject matter.

Rep. Green objected.

By a vote of 46 yeas and 42 nays, the House agreed to order the previous question on the entire subject matter.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Ansardi	Hunter	Riddle
Barton	Iles	Schwegmann
Baudoin	Marionneaux	Smith, J.D.—50th
Copelin	McCain	Thornhill
Curtis	Morrell	Welch
Durand	Murray	Wilkerson
Farve	Odinet	Windhorst
Green	Pierre	Wright
Guillory	Pratt	
Holden	Quezaire	
Total—28		

#### NAYS

Mr. Speaker	Fruge	Powell
Alario	Gautreaux	Romero
Alexander	Hammett	Salter
Bowler	Hill	Scalise
Bruneau	Hopkins	Schneider
Carter	Johns	Shaw
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Sneed
Crane	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Travis
Denville	Martiny	Triche
DeWitt	McCallum	Waddell
Diez	McDonald	Walsworth
Doerge	McMains	Warner
Dupre	Montgomery	Wiggins
Faucheux	Morrish	Winston
Flavin	Nevers	Wooton
Fontenot	Perkins	
Frith	Pinac	
Total—58		

#### ABSENT

Baylor	Hudson	Strain
Bruce	Jenkins	Thompson
Donelon	Jetson	Toomy
Glover	Long	Weston
Heaton	Michot	Willard
Hebert	Mitchell	
Total—17		

The House refused to pass the bill subsequent to the governor's veto.

The veto was sustained.

### Suspension of the Rules

On joint motion of Reps. Warner and Doerge, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

### Suspension of the Rules

On motion of Rep. Windhorst, the rules were suspended in order to take up Senate Bills and Joint Resolutions on Third Reading and Final Passage at this time.

### Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

### Local and Consent Calendar

#### SENATE BILL NO. 323—

BY SENATOR HEITMEIER

#### AN ACT

To amend and reenact R.S. 11:1481(2), relative to the Assessors' Retirement Fund; to authorize each assessor and the board of trustees of the fund to pay all or a portion of the employee's contribution into the retirement fund; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jetson	Schwegmann
Carter	Johns	Shaw
Chaisson	Kennard	Smith, J.D.—50th
Clarkson	Kenney	Smith, J.R.—30th
Copelin	Lancaster	Sneed
Crane	Landrieu	Stelly
Curtis	LeBlanc	Theriot
Damico	Long	Thompson
Daniel	Marionneaux	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Travis
Doerge	McCallum	Triche
Dupre	McDonald	Waddell
Durand	McMains	Walsworth
Farve	Montgomery	Warner
Faucheux	Morrell	Welch
Flavin	Morrish	Wiggins
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Gautreaux	Odinet	Wooton



Glover  
Green  
Total—92

Perkins  
Pierre

Wright

NAYS

Total—0

ABSENT

Deville  
Donelon  
Fruge  
Hudson  
Total—11

Jenkins  
Michot  
Mitchell  
Strain

Weston  
Wilkerson  
Willard

The Chair declared the above bill was finally passed.

Rep. Stelly moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 325—**  
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:511(5), relative to the Louisiana State Employees' Retirement System; to provide for the eligibility to run for a retired member position on the board of trustees; to remove the requirement that a retired member be retired for at least two years before becoming eligible to run for a trustee position; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker  
Alario  
Alexander  
Ansardi  
Baudoin  
Baylor  
Bowler  
Bruce  
Bruneau  
Carter  
Chaisson  
Clarkson  
Copelin  
Crane  
Curtis  
Damico  
Daniel  
Deville  
DeWitt  
Diez  
Doerge  
Dupre  
Durand  
Farve  
Fauchaux  
Flavin  
Fontenot  
Frith  
Fruge

Hammett  
Heaton  
Hebert  
Hill  
Hopkins  
Hudson  
Hunter  
Iles  
Jenkins  
Johns  
Kennard  
Kenney  
Lancaster  
Landrieu  
LeBlanc  
Long  
Marionneaux  
Martiny  
McCain  
McCallum  
McDonald  
McMains  
Michot  
Mitchell  
Montgomery  
Morrell  
Morrish  
Murray  
Nevers

Powell  
Pratt  
Quezaire  
Riddle  
Romero  
Salter  
Scalise  
Schneider  
Schwegmann  
Shaw  
Smith, J.D.—50th  
Smith, J.R.—30th  
Sneed  
Stelly  
Theriot  
Thompson  
Thornhill  
Toomy  
Travis  
Triche  
Waddell  
Walsworth  
Warner  
Welch  
Weston  
Wilkerson  
Willard  
Windhorst  
Winston

Gautreaux  
Glover  
Green  
Guillory  
Total—97

Odinot  
Perkins  
Pierre  
Pinac

Wooton  
Wright

NAYS

Total—0

ABSENT

Barton  
Donelon  
Total—6

Holden  
Jetson

Strain  
Wiggins

The Chair declared the above bill was finally passed.

Rep. Stelly moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 1067—**  
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:3385.1(C), (G), (H), (I), (J), (K)(3), (5), and (6) and to enact R.S. 11:3385.2, relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide for a Deferred Retirement Option Plan; to increase the duration of possible participation in the plan; to provide for the accrual of interest on an individual account; to provide for the assessment of fees on an individual account; to provide for the withdrawal of funds from the individual account; to provide for an initial lump sum benefit option for certain members; and to provide for related matters.

Read by title.

Rep. Murray sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Murray to Reengrossed Senate Bill No. 1067 by Senator Boissiere

AMENDMENT NO. 1

Delete Amendments No. 2 and No. 4, proposed by the House Committee on Retirement and adopted by the House on June 14, 1999.

Rep. Murray moved the adoption of the amendments.

Rep. Stelly objected.

By a vote of 60 yeas and 32 nays, the amendments were adopted.

Rep. Murray moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

YEAS

Alario  
Alexander  
Ansardi  
Barton

Gautreaux  
Glover  
Green  
Guillory

Pierre  
Pinac  
Powell  
Pratt

## Page 10 HOUSE

54th Day's Proceedings - June 15, 1999

Baylor	Hammett	Quezaire
Bowler	Heaton	Romero
Bruce	Hill	Salter
Bruneau	Hudson	Scalise
Carter	Hunter	Schneider
Chaisson	Kenney	Schwegmann
Clarkson	Lancaster	Shaw
Copelin	Landrieu	Smith, J.D.—50th
Curtis	Marionneaux	Thompson
Damico	Martiny	Thornhill
Daniel	McCain	Toomy
Deville	McCallum	Travis
DeWitt	Mitchell	Triche
Diez	Montgomery	Warner
Doerge	Morrell	Welch
Durand	Morrish	Weston
Farve	Murray	Wilkerson
Faucheux	Nevers	Willard
Fontenot	Odinet	Windhorst
Frith	Perkins	

Total—71

NAYS

Mr. Speaker	Johns	Smith, J.R.—30th
Baudoin	Kennard	Stelly
Crane	LeBlanc	Theriot
Donelon	McDonald	Walsworth
Flavin	McMains	Wiggins
Fruge	Michot	Winston
Iles	Riddle	Wright

Total—21

ABSENT

Dupre	Jenkins	Strain
Hebert	Jetson	Waddell
Holden	Long	Wooton
Hopkins	Sneed	

Total—11

The Chair declared the above bill was finally passed.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 1084—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:3384(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide for a retirement benefit for certain members; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero

Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Sneed
Crane	Lancaster	Stelly
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard
Fontenot	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Nevers	Wooton
Gautreaux	Perkins	Wright
Glover	Pierre	

Total—98

NAYS

Total—0

ABSENT

Holden	Odinet	Thornhill
Jetson	Strain	

Total—5

The Chair declared the above bill was finally passed.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### Regular Calendar

### SENATE BILL NO. 308—

BY SENATOR COX

AN ACT

To amend and reenact R.S. 40:2019 and 44:7(A) and to enact R.S. 44:4(25) relative to the Louisiana State Child Death Review Panel; to provide for findings and purpose; to provide for definitions; to revise the membership of the panel; to provide for the functions and duties of the panel; to provide for access to certain records; to provide for confidentiality of information, documents, and records; and to provide for related matters.

Read by title.

Rep. Guillory moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt

Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Morrish	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. Guillory moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 311—**  
BY SENATORS IRONS, BAJOIE, CASANOVA, DYESS, HINES, LANDRY  
AND SCHEDLER

AN ACT

To enact R.S. 36:259(Y) and Chapter 42 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2551 through 2555, relative to the Louisiana Adolescent Pregnancy Review Board; to provide for legislative findings and purpose; to provide for the creation of the board and the appointment of its members and terms, officers, meetings, domicile, and staff; to provide for its powers and duties; to provide for cooperation by other state entities; to provide for the submission of an annual report; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Pratt, the bill was returned to the calendar.

**SENATE BILL NO. 339—**  
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 9:5626, relative to prescription; to provide that all claims and actions for land and improvements taken for levee and levee drainage purposes shall prescribe within two years from actual occupancy, use or destruction; and to provide for related matters.

Read by title.

Rep. Diez moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Heaton	Pinac
Alario	Hebert	Powell
Alexander	Hill	Pratt
Ansardi	Holden	Quezaire
Barton	Hopkins	Riddle
Baudoin	Hudson	Romero
Baylor	Hunter	Salter
Bowler	Iles	Scalise
Bruce	Jenkins	Schneider
Bruneau	Jetson	Schwegmann
Carter	Johns	Shaw
Clarkson	Kennard	Smith, J.D.—50th
Copelin	Kenney	Smith, J.R.—30th
Crane	Lancaster	Sneed
Curtis	Landrieu	Stelly
Damico	LeBlanc	Theriot
Deville	Long	Thompson
DeWitt	Marionneaux	Thornhill
Diez	Martiny	Toomy
Donelon	McCain	Travis
Dupre	McCallum	Triche
Durand	McDonald	Waddell
Farve	McMains	Walsworth
Faucheux	Michot	Warner
Flavin	Mitchell	Welch
Fontenot	Montgomery	Wiggins
Frith	Morrell	Wilkerson
Fruge	Morrish	Willard
Gautreaux	Murray	Windhorst
Glover	Nevers	Winston
Green	Odinot	Wooton
Guillory	Perkins	Wright
Hammett	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Chaisson	Doerge	Weston
Daniel	Strain	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Diez moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

## Page 12 HOUSE

54th Day's Proceedings - June 15, 1999

### SENATE BILL NO. 431— BY SENATOR LANDRY

#### AN ACT

To amend and reenact R.S. 9:5628, relative to prescription; to provide for prescriptive period applicable to state and private health care providers for actions for medical malpractice; to provide that the peremptive period does not apply in cases of fraud; and to provide for related matters.

Read by title.

#### Motion

Rep. Martiny moved that the bill be returned to the calendar.

Rep. Donelon objected.

By a vote of 55 yeas and 42 nays, the House returned the bill to the calendar.

### SENATE BILL NO. 311—

BY SENATORS IRONS, BAJOE, CASANOVA, DYESS, HINES, LANDRY  
AND SCHEDLER

#### AN ACT

To enact R.S. 36:259(Y) and Chapter 42 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2551 through 2555, relative to the Louisiana Adolescent Pregnancy Review Board; to provide for legislative findings and purpose; to provide for the creation of the board and the appointment of its members and terms, officers, meetings, domicile, and staff; to provide for its powers and duties; to provide for cooperation by other state entities; to provide for the submission of an annual report; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Copelin sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Copelin to Engrossed Senate Bill No. 311 by Senator Irons

#### AMENDMENT NO. 1

On page 6, line 14, after "hearings" and before "and" delete the comma "," and delete "conduct investigations."

On motion of Rep. Copelin, the amendments were withdrawn.

Rep. Copelin sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Copelin to Engrossed Senate Bill No. 311 by Senator Irons

#### AMENDMENT NO. 1

On page 6, line 14, after "hearings" and before "and" delete the comma "," and delete "conduct investigations."

#### AMENDMENT NO. 2

On page 6, delete line 16 and 17 in their entirety.

#### AMENDMENT NO. 3

On page 6, line 18 change "(3)" to "(2)" and on line 20, change "(4)" to "(3)"

On motion of Rep. Copelin, the amendments were adopted.

Rep. Scalise sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Scalise to Engrossed Senate Bill No. 311 by Senator Irons

#### AMENDMENT NO. 1

On page 6, delete lines 1 through 10 in their entirety and at the beginning of line 11, change "(5)" to "(4)"

#### AMENDMENT NO. 2

On page 7, after line 5, insert the following:

"Section 3. The provisions of this Act shall not affect or supercede any authority of the Governor's Program on Abstinence."

Rep. Scalise moved the adoption of the amendments.

Rep. Pratt objected.

#### Motion

Rep. Jenkins moved to table the entire subject matter.

Rep. Pratt objected.

By a vote of 52 yeas and 41 nays, the House tabled the entire subject matter.

#### Speaker Pro Tempore Bruneau in the Chair

### SENATE BILL NO. 449— BY SENATOR DARDENNE

#### AN ACT

To enact R.S. 42:1157.3, relative to enforcement of violations and penalties by the Board of Ethics; to authorize the board to contract with outside counsel for the enforcement of certain judgments; and to provide for related matters.

Read by title.

Rep. Holden sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Holden to Engrossed Senate Bill No. 449 by Senator Dardenne

#### AMENDMENT NO. 1

On page 1, line 4 after "judgments;" insert the following:

"to provide for effectiveness;"

#### AMENDMENT NO. 2

On page 1, after line 14 insert the following:

"The provisions of this Section shall not become effective unless or until the same authority shall be granted to the office of the attorney general."

### Point of Order

Rep. Lancaster asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

### Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

On motion of Rep. Holden, the amendments were withdrawn.

Rep. Lancaster moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Sneed
Crane	Lancaster	Stelly
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—101		

#### NAYS

Total—0

#### ABSENT

Hudson	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. Lancaster moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 453—

BY SENATOR DARDENNE

#### AN ACT

To amend and reenact R.S. 42:1102(13) relative to ethics; to provide that the term "immediate family" of a public servant includes certain in-laws; and to provide for related matters.

Read by title.

Rep. Lancaster moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Sneed
Crane	Lancaster	Stelly
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—101		

#### NAYS

Total—0

#### ABSENT

Hudson	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. Lancaster moved to reconsider the vote by which the above

## Page 14 HOUSE

54th Day's Proceedings - June 15, 1999

bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 454— BY SENATOR DARDENNE

#### AN ACT

To amend and reenact R.S. 42:1102(8), relative to ethics; to provide for the definition of "controlling interest"; and to provide for related matters.

Read by title.

Rep. Lancaster sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lancaster to Engrossed Senate Bill No. 454 by Senator Dardenne

#### AMENDMENT NO. 1

On page 2, after line 2, insert the following:

"Section 2. The provisions of this Act shall become effective January 1, 2000."

On motion of Rep. Lancaster, the amendments were adopted.

Rep. Lancaster moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Sneed
Crane	Lancaster	Stelly
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Denville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton

Glover	Perkins	Wright
Green	Pierre	
Total—101		

#### NAYS

Total—0

#### ABSENT

Hudson	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. Lancaster moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 542— BY SENATOR HINES

#### AN ACT

To enact R. S. 40:964, Schedule III(A)(5) and (6), and Schedule IV(35), and to repeal R. S. 40:964, Schedule II(A)(1)(g) and (C)(3),(5) and (6), relative to the Uniform Controlled Dangerous Substances Law; to remove Apomorphine, Phenmetrazine, Phendimetrazine and Phentermine from Schedule II; to add Phenmetrazine and Phendimetrazine to Schedule III; to add Phentermine to Schedule IV; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Carter	Johns	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Sneed
Copelin	Lancaster	Stelly
Crane	Landrieu	Theriot
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	Marionneaux	Toomy
Denville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McCallum	Waddell
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Fruge	Odinet	Wooton

Gautreaux	Perkins	Wright
Glover	Pierre	
Green	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Hudson	Jetson	Strain
Total—3		

The Chair declared the above bill was finally passed.

Rep. Johns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 549—**  
BY SENATOR ROMERO

AN ACT

To enact Code of Criminal Procedure Art. 740, relative to restrictions on subpoenas; to provide for a subpoena duces tecum for certain records in the possession of the Department of Public Safety and Corrections; and to provide for related matters.

Read by title.

Rep. McMains moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Denville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Fauchoux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton

Green	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Strain
Total—1

The Chair declared the above bill was finally passed.

Rep. McMains moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 563—**  
BY SENATOR JORDAN

AN ACT

To enact R.S. 15:85(12), relative to satisfaction of judgment of bond forfeiture; to provide a period of one year for the surety to satisfy a judgment of bond forfeiture for certain bail obligations; and to provide for related matters.

Read by title.

Rep. Jenkins sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jenkins to Engrossed Senate Bill No. 563 by Senator Jordan

**AMENDMENT NO. 1**

On page 1, line 2, after "To" change "enact R.S. 15:85(12)" to "amend and reenact R.S. 15:85(7), (10), and (11)"

**AMENDMENT NO. 2**

On page 1, line 4, after "obligations;" and before "and" insert "to provide with regard to enforcement and collection of judgments; to provide with regard to failure to satisfy judgments of bond forfeiture;"

**AMENDMENT NO. 3**

On page 1, line 7, after "Section 1." change "R.S. 15:85(12) is hereby enacted" to "R.S. 15:85(7), (10), and (11) are hereby amended and reenacted"

**AMENDMENT NO. 4**

On page 1, delete lines 13 through 16

**AMENDMENT NO. 5**

On page 2, delete line 1, and insert the following:

"(7) Enforcement and collection of judgment. No judgment of bond forfeiture rendered on or after August 15, 1997, shall be enforced or collected until ten days after the expiration of six months after the mailing of proper notice of the signing of the judgment of bond forfeiture for bonds which total fifty thousand dollars or less, or until ten days after the expiration of one year for bonds of more than fifty thousand dollars. The timely filing of a suspensive appeal shall suspend the enforcement or collection of the judgment of the bond forfeiture. In addition, the court may provide by court rule for

the filing of an offset claim against the principal with the secretary of the Department of Revenue, in accordance with R.S. 47:299.1 through 299.20. If after six months and ten days from the mailing of proper notice of the signing of the judgment for bonds which total fifty thousand dollars or less or if after one year and ten days for bonds of more than fifty thousand dollars, a judgment of bond forfeiture against a commercial surety company has not been suspensively appealed nor satisfied or proceedings challenging the bond forfeiture have not been timely filed, the prosecuting attorney may either file a rule to show cause with the commissioner of insurance in accordance with R.S. 22:658.1 or collect the judgment in the same manner as a civil judgment.

\* \* \*

(10) (a) Satisfaction of judgment of bond forfeiture. ~~Any For bonds which total fifty thousand dollars or less, any~~ judgment forfeiting the appearance bond rendered according to this Section shall at any time, within six months, after mailing of the notice of the signing of the judgment of bond forfeiture, be fully satisfied and set aside upon the surrender or the appearance of the defendant. The appearance of the defendant shall operate as a satisfaction of the judgment and the surrender shall operate as a satisfaction of the judgment and shall fully and finally relieve the surety of any and all obligations under the bond. Any judgment forfeiting the appearance bond rendered according to this Section shall at any time, within ten days after the expiration of the six-month period provided to surrender the defendant, be fully satisfied by the payment of the amount of the bail obligation without incurring any interest, costs, or fees.

(b)(i) For bonds of more than fifty thousand dollars, any judgment forfeiting the appearance bond rendered according to this Section shall at any time within six months after mailing of the notice of the signing of the judgment of bond forfeiture, be fully satisfied and set aside upon the surrender or the appearance of the defendant. The appearance of the defendant shall operate as a satisfaction of the judgment and the surrender shall operate as a satisfaction of the judgment and shall fully and finally relieve the surety of any and all obligations under the bond. Any judgment forfeiting the appearance bond rendered according to this Section shall at any time, within ten days after the expiration of the six-month period provided to surrender the defendant, be fully satisfied by the payment of the amount of the bail obligation without incurring any interest, costs, or fees.

(ii) Any judgment forfeiting the appearance rendered according to this Section shall at any time more than six months but within one year after mailing of the notice of the signing of the judgment of bond forfeiture, be satisfied and set aside upon the surrender or the appearance of the defendant, and the payment in cash of twenty five percent of the face amount of the bond. The appearance and payment of twenty five percent in cash of the face amount of the bond shall operate as a satisfaction of the judgment and the surrender shall operate as a satisfaction of the judgment and shall fully and finally relieve the surety of any and all obligations under the bond. Any judgment forfeiting the appearance bond rendered according to this Section shall at any time, within ten days after the expiration of the one year period provided to surrender the defendant, be fully satisfied by the payment of the amount of the bail obligation without incurring any interest, costs, or fees.

(11) Failure to satisfy judgment of bond forfeiture.

(a) If a judgment of bond forfeiture rendered after June 22, 1993, against a commercial surety company has not been satisfied within two hundred ten days from mailing the notice of the signing of the judgment of bond forfeiture for bonds which total fifty thousand dollars or less, or within four hundred days from mailing

the notice of the signing of the judgment of bond forfeiture for bonds of more than fifty thousand dollars, nor has a suspensive appeal or other proceeding challenging the bond forfeiture been timely filed, the prosecuting attorney may file with the appropriate court a rule to show cause why that commercial surety company should not be prohibited from executing criminal bail bonds before the court issuing the judgment of bond forfeiture. The appropriate court is the court where the bond is posted, whether in a district court or a court other than a district court composed of more than one judge. If the appropriate court is not a district court, it shall sit en banc on such a rule to show cause. If the bond is posted in a court other than a district court and composed of only one judgeship position, then the rule shall be filed in the appropriate district court.

(b) At the rule to show cause, the court may consider only issues which would interrupt the enforceability of the judgment. Should the court find:

(i) A judgment of bond forfeiture has been rendered after June 22, 1993, against the commercial surety;

(ii) Proper notice pursuant to this Section has been mailed;

(iii) No suspensive appeal has been taken;

(iv) The defendant has neither been surrendered nor appeared within six months of mailing of the notice of the signing of the judgment of bond forfeiture or for bonds which total more than fifty thousand dollars, the defendant has neither been surrendered together with twenty five percent of the total amount of the bond or appeared together with cash payment of twenty five percent of the total amount of the bond more than six months but within one year of the mailing of the notice of the signing of the judgment of bond forfeiture;

(v) Two hundred ten days have passed since the mailing of proper notice of the signing of the judgment of bond forfeiture for bonds which total fifty thousand dollars or less, or four hundred days have passed since the mailing of proper notice of the signing of the judgment of bond forfeiture for bonds of more than fifty thousand dollars; and

(vi) The judgment of bond forfeiture has not been satisfied by payment of the full amount for bonds which total fifty thousand dollars or less or has not been satisfied by the surrender or appearance of the defendant together with payment in cash of twenty five percent of the total bond amount for bonds of more than fifty thousand dollars, if applicable, then the court may issue an order enjoining the commercial surety company from posting criminal bail bonds before the court issuing the judgment of bond forfeiture if the judgment is not satisfied within the ten days.

(c) The burden of proof at the hearing shall be upon the commercial surety by a preponderance of evidence and shall be limited to documents contained in the official court record where the judgment was rendered. The surety company may use evidence not contained in the record to show that it did not receive post-forfeiture notice or the post-forfeiture notice required pursuant to this Section was not properly mailed.

Section 2. The provisions of this Act shall only apply to bonds issued after the effective date of this Act."

#### AMENDMENT NO. 6

Delete the Amendments proposed by the House Committee on Administration of Criminal Justice and adopted by the House on June 7, 1999.

#### **Motion**



On motion of Rep. McCain, the bill was returned to the calendar.

**SENATE BILL NO. 601—**  
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 49:956(8)(d), relative to administrative procedures; to permit the use of certain confidential or privileged documents in adjudication proceedings; and to provide for related matters.

Read by title.

Rep. Lancaster moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Guillory	Pierre
Alexander	Hammett	Pinac
Ansardi	Heaton	Powell
Barton	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Chaisson	Jenkins	Schwegmann
Copelin	Johns	Shaw
Crane	Kennard	Smith, J.D.—50th
Curtis	Kenney	Smith, J.R.—30th
Damico	Lancaster	Sneed
Daniel	Landrieu	Stelly
Deville	LeBlanc	Theriot
DeWitt	Long	Thompson
Diez	Martiny	Thornhill
Doerge	McCain	Toomy
Donelon	McCallum	Travis
Dupre	McDonald	Triche
Durand	McMains	Waddell
Farve	Michot	Walsworth
Faucheux	Montgomery	Warner
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Nevers	Winston
Green	Odinet	Wooton
Total—84		

**NAYS**

Holden	Marionneaux	Windhorst
Jetson	Welch	Wright
Total—6		

**ABSENT**

Mr. Speaker	Glover	Romero
Bruneau	Hopkins	Strain
Carter	Mitchell	Weston
Clarkson	Perkins	
Gautreaux	Riddle	
Total—13		

The Chair declared the above bill was finally passed.

Rep. Lancaster moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 602—**  
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 13:3715.3(G), relative to peer review committee records; to provide for access to certain documents necessary for investigative adjudication by a licensing board; and to provide for related matters.

Read by title.

Rep. Lancaster sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Lancaster to Reengrossed Senate Bill No. 602 by Senator Schedler

**AMENDMENT NO. 1**

On page 2, line 5, after "(2)" delete the remainder of the line in its entirety and insert the following:

"The boards defined in Subparagraph (1)(a) of this Subsection are hereby designated as appropriate state regulatory agencies as provided by Subsection E of this Section. Any board"

**AMENDMENT NO. 2**

On page 3, line 20, after "applicable," insert "no committee or entity listed in Subsection A of this Section and"

**AMENDMENT NO. 3**

On page 3, line 24, after "Section" delete the period "." and insert "or the healthcare provider - patient privilege provided in Code of Evidence Article 510."

On motion of Rep. Lancaster, the amendments were adopted.

Rep. Lancaster moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Hebert	Pratt
Alario	Hill	Quezaire
Alexander	Holden	Riddle
Ansardi	Hopkins	Romero
Barton	Hudson	Salter
Baylor	Hunter	Scalise
Bowler	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Marionneaux	Toomy
Doerge	Martiny	Travis
Donelon	McCain	Triche
Dupre	McCallum	Waddell
Durand	McDonald	Walsworth

## Page 18 HOUSE

54th Day's Proceedings - June 15, 1999

Farve	McMains	Warner
Faucheux	Michot	Welch
Flavin	Montgomery	Weston
Fontenot	Morrell	Wiggins
Frith	Morrish	Wilkerson
Fruge	Murray	Willard
Gautreaux	Nevers	Windhorst
Glover	Odinot	Winston
Green	Perkins	Wooton
Guillory	Pierre	Wright
Hammett	Pinac	
Heaton	Powell	
Total—97		

NAYS

Total—0

ABSENT

Baudoin	Carter	Mitchell
Bruce	Deville	Strain
Total—6		

The Chair declared the above bill was finally passed.

Rep. Lancaster moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 624—

BY SENATORS LANDRY, DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES WINSTON, DEWITT, DOWNER AND MCMAINS

AN ACT

To amend and reenact Children's Code Art. 603(14), relative to children in need of care; to provide for the definition of "neglect"; to provide for effective date; and to provide for related matters.

Read by title.

Rep. Faucheux moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pinac
Alario	Heaton	Powell
Alexander	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Damico	Lancaster	Theriot
Daniel	Landrieu	Thompson
Denville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Doerge	Martiny	Triche
Donelon	McCain	Waddell

Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Weston
Flavin	Mitchell	Wiggins
Fontenot	Montgomery	Wilkerson
Frith	Morrell	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinot	Wooton
Green	Perkins	Wright
Guillory	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Clarkson	Morrish	Strain
Curtis	Smith, J.D.—50th	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Faucheux moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### Acting Speaker LeBlanc in the Chair

### SENATE BILL NO. 630—

BY SENATORS HAINKEL, DARDENNE, EWING, BARHAM AND SCHEDLER AND REPRESENTATIVES WINSTON, DEWITT, DOWNER AND MCMAINS

AN ACT

To amend and reenact Children's Code Art. 683(A), relative to children in need of care; to provide relative to disposition hearings; to clarify the meaning of "least restrictive disposition"; and to provide for related matters.

Read by title.

Rep. Bruneau moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Sneed
Copelin	Kenney	Stelly
Crane	Lancaster	Theriot
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Denville	Marionneaux	Travis

DeWitt	Martiny	Triche
Diez	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Fruge	Odinot	Wooton
Gautreaux	Perkins	Wright
Glover	Pierre	
Green	Pinac	
Total—100		

NAYS

Jenkins  
Total—1

ABSENT

Mitchell                 Strain  
Total—2

The Chair declared the above bill was finally passed.

Rep. Bruneau moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 670—**  
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 23:1272(A), relative to administrative procedure; to provide for settlement before workers' compensation judges; and to provide for related matters.

Read by title.

Rep. Murray sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Murray to Engrossed Senate Bill No. 670 by Senator Jones

**AMENDMENT NO. 1**

On page 1, line 2, after "R.S. 23:1272(A)" and before the comma ",", insert "and 1221(4)(q)"

**AMENDMENT NO. 2**

On page 1, line 3, after "judges:" insert "to delete the twenty-five percent disability requirement for eligibility for permanent partial disability benefits;"

**AMENDMENT NO. 3**

On page 2, between lines 7 and 8, insert the following:

"§1221. Temporary total disability; permanent total disability; supplemental earnings benefits; permanent partial disability; schedule of payments.

Compensation shall be paid under this Chapter in accordance with the following schedule of payments:

\* \* \*

(4) Permanent partial disability. In the following cases, compensation shall be solely for anatomical loss of use or amputation and shall be as follows:

\* \* \*

(q) No benefits shall be awarded or payable in this Paragraph unless the percentage of the anatomical loss of use or amputation, as provided in Subparagraphs (a) through (o) of this Paragraph or the percentage of the loss of physical function as provided in Subparagraph (p) or (s) of this Paragraph is greater than twenty-five percent as established in the as established in the most recent edition of the American Medical Association Associations "Guides to the Evaluation of Permanent Impairment". ; copyright 1984, by the American Medical Association

\* \* \*

On motion of Rep. Murray, the amendments were adopted.

Rep. Murray moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Heaton	Powell
Alario	Hebert	Pratt
Alexander	Hill	Quezaire
Ansardi	Holden	Riddle
Barton	Hopkins	Romero
Baudoin	Hudson	Salter
Baylor	Hunter	Scalise
Bowler	Iles	Schneider
Bruce	Jenkins	Schwegmann
Bruneau	Jetson	Shaw
Carter	Johns	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Sneed
Copelin	Lancaster	Stelly
Crane	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Denville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinot	Wooton
Green	Perkins	Wright
Guillory	Pierre	
Hammitt	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Curtis  
Total—3

Glover

Strain

The Chair declared the above bill was finally passed.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### Speaker Pro Tempore Bruneau in the Chair

#### SENATE BILL NO. 684—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM AND SCHEDLER AND REPRESENTATIVES WINSTON, DEWITT, DOWNER AND McMAINS

##### AN ACT

To amend and reenact Children's Code Art. 612(A), relative to child abuse reporting and investigation; to provide that certain low level risk reports may be subject to assessment rather than investigation; to provide for effective date; and to provide for related matters.

Read by title.

#### Motion

On motion of Rep. McMains, the bill was returned to the calendar.

#### SENATE BILL NO. 685—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM AND SCHEDLER AND REPRESENTATIVES DURAND, DEWITT, DOWNER AND McMAINS

##### AN ACT

To amend and reenact the introductory paragraph of Children's Code Art. 617(A) and Art. 617(A)(1), (B), and (D), the introductory paragraph of Art. 618(A) and Art. (A)(4), relative to the procedures for the protection of children; to expand the scope of such provisions to include neglected children; and to provide for related matters.

Read by title.

#### Motion

On motion of Rep. McMains, the bill was returned to the calendar.

#### SENATE BILL NO. 686—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM AND SCHEDLER AND REPRESENTATIVES RIDDLE, DEWITT, DOWNER AND McMAINS

##### AN ACT

To amend and reenact Children's Code Art. 619(E), relative to children in need of care; to exclude local employees of child protection units as an authorized party to serve a summons upon a parent or caretaker; to require local employees of child protection to provide written notice of hearing to the parent or caretaker; and to provide for related matters.

Read by title.

#### Motion

On motion of Rep. McMains, the bill was returned to the calendar.

#### SENATE BILL NO. 687—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM AND SCHEDLER AND REPRESENTATIVES DURAND, DEWITT, DOWNER AND McMAINS

##### AN ACT

To amend and reenact Children's Code Art. 642, relative to children in need of care; to require a court to hold a hearing in parent's absence if the parent has been served; to provide for an effective date; and to provide for related matters.

Read by title.

#### Motion

On motion of Rep. McMains, the bill was returned to the calendar.

#### SENATE BILL NO. 698—

BY SENATORS DARDENNE AND JORDAN

##### AN ACT

To amend and reenact R.S. 24:51(5), 52, and 53 and to enact R.S. 24:58(D)(3), relative to lobbying; to provide for a definition of lobbyist; to provide for exceptions; to require notice to and review of certain unregistered persons prior to enforcement action or sanction; and to provide for related matters.

Read by title.

Rep. Lancaster sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lancaster to Reengrossed Senate Bill No. 698 by Senators Dardenne and Jordan

##### AMENDMENT NO. 1

On page 1, line 14, after "means" delete "a" and insert:

"any of the following:"

(i) A"

##### AMENDMENT NO. 2

On page 1, line 16, after "lobbying" delete "or a" and insert a period "." and insert:

"(ii) A"

##### AMENDMENT NO. 3

On page 2, line 2, after "entity." delete "An" and insert "For purposes of this Item, an"

##### AMENDMENT NO. 4

On page 2, line 9, delete "(b) Lobbyist also means any" and insert in lieu thereof "(iii) Any"

##### AMENDMENT NO. 5

On page 2, at the beginning of line 15, change "(c) to "(b)"

On motion of Rep. Lancaster, the amendments were adopted.

Rep. Perkins sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Perkins to Reengrossed Senate Bill No. 698 by Senator Dardenne

**AMENDMENT NO. 1**

On page 2, line 11, change "regular" to "daily"

**AMENDMENT NO. 2**

On page 2, line 13, change "regular" to "daily"

On motion of Rep. Perkins, the amendments were adopted.

Rep. Jenkins sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jenkins to Reengrossed Senate Bill No. 698 by Senators Dardenne and Jordan

**AMENDMENT NO. 1**

Delete Amendment No. 3 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 7, 1999.

**AMENDMENT NO. 2**

On page 2, delete lines 9 through 14 in their entirety

**AMENDMENT NO. 3**

On page 2, at the beginning of line 15, "before "Lobbyist" change "(c)" to "(b)"

Rep. Jenkins moved the adoption of the amendments.

Rep. Perkins objected.

**Motion**

Rep. Perkins moved to indefinitely postpone the bill.

As a substitute motion, Rep. Jack Smith moved to table the bill.

Rep. Lancaster objected.

The vote recurred on the substitute motion.

By a vote of 54 yeas and 39 nays, the House agreed to table the bill.

**SENATE BILL NO. 684—**

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM AND SCHEDLER AND REPRESENTATIVES WINSTON, DEWITT, DOWNER AND MCMAINS

**AN ACT**

To amend and reenact Children's Code Art. 612(A), relative to child abuse reporting and investigation; to provide that certain low level risk reports may be subject to assessment rather than investigation; to provide for effective date; and to provide for related matters.

Called from the calendar.

Read by title.

**Motion**

On motion of Rep. Riddle, the bill was returned to the calendar.

**SENATE BILL NO. 685—**

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM AND SCHEDLER AND REPRESENTATIVES DURAND, DEWITT, DOWNER AND MCMAINS

**AN ACT**

To amend and reenact the introductory paragraph of Children's Code Art. 617(A) and Art. 617(A)(1), (B), and (D), the introductory paragraph of Art. 618(A) and Art. (A)(4), relative to the procedures for the protection of children; to expand the scope of such provisions to include neglected children; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Montgomery sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Montgomery to Engrossed Senate Bill No. 685 by Senator Dardenne

**AMENDMENT NO. 1**

On page 1, line 4, after "(A)(4))," and before "relative" insert "815(D),"

**AMENDMENT NO. 2**

On page 1, line 6, after the semicolon ";" and before "and" insert "to prohibit the placement of juveniles taken into custody for certain delinquent acts in shelter care facilities;"

**AMENDMENT NO. 3**

On page 1, line 10, after "(A)(4))" and before "are" insert ", and 815(D),"

**AMENDMENT NO. 4**

On page 3, between lines 6 and 7, insert the following:

"Art. 815. Child taken into custody; place of detention

\* \* \*

~~D. By order of a Notwithstanding any other provision of the Children's Code or other provision of law to the contrary, no judge shall order that a youth taken into custody for a felony-grade delinquent act or for a misdemeanor-grade delinquent act based upon an offense against the person of another, may be placed in a shelter care facility. provided all of the following conditions are met:~~

~~(1) No detention facility is available and, in the opinion of the requesting authority, the youth is not considered a threat to himself, staff, or others.~~

~~(2) The administrator of the shelter care facility is willing to allow the youth to enter the program and is able to provide proper supervision and safety for the youth, staff, and all others in the care facility.~~

~~(3) The governing authority of the parish or municipality~~

## Page 22 HOUSE

54th Day's Proceedings - June 15, 1999

requesting such placement and the administrator of the facility enter into a mutual agreement for reimbursement to the facility for the cost of the care provided"

On motion of Rep. Montgomery, the amendments were adopted.

Rep. Riddle moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Hammett	Pinac
Alario	Heaton	Powell
Alexander	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Sneed
Crane	Lancaster	Stelly
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Fauchoux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenet	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Guillory	Pierre	
Total—101		

#### NAYS

Total—0

#### ABSENT

Farve	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. Riddle moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 684—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM AND SCHEDLER AND REPRESENTATIVES WINSTON, DEWITT, DOWNER AND MCMAINS

#### AN ACT

To amend and reenact Children's Code Art. 612(A), relative to child

abuse reporting and investigation; to provide that certain low level risk reports may be subject to assessment rather than investigation; to provide for effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Perkins sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Perkins to Reengrossed Senate Bill No. 684 by Senator Dardenne

#### AMENDMENT NO. 1

On page 1, line 2, after "Code" and before the comma ",", delete "Art. 612(A)" and insert in lieu thereof "Arts. 612(A) and 613(B)"

#### AMENDMENT NO. 2

On page 1, line 4, after "investigation" and before the semi-colon ";", insert "to provide relative to entry orders;"

#### AMENDMENT NO. 3

On page 1, line 7, after "Code" and before "hereby" delete "Art. 612(A) is" and insert in lieu thereof "Arts. 612(A) and 613(B) are"

#### AMENDMENT NO. 4

On page 2, between lines 11 and 12, insert the following:

"Art. 613. Entry orders

\* \* \*

B. The court may grant such an order ~~on an ex parte application if the parent or guardian is given written notice and an opportunity to be heard prior to making an entry order~~ and may also order a law enforcement officer to accompany the applicant in executing the entry order. The court may grant such an order on an ex parte application only upon a showing of reasonable suspicion that the child is in imminent danger and immediate action is needed to protect the child and may also order a law enforcement officer to accompany the applicant in executing the entry order."

### Point of Order

Rep. Murray asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

### Ruling of the Chair

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

On motion of Rep. Perkins, the amendments were adopted.

Rep. Riddle moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

## YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Sneed
Crane	Kennard	Stelly
Curtis	Kenney	Theriot
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Denville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Doerge	Martiny	Waddell
Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard
Frith	Morrish	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Total—99		

## NAYS

Murray  
Total—1

## ABSENT

Mitchell	Powell	Strain
Total—3		

The Chair declared the above bill was finally passed.

Rep. Riddle moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 686—**

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM AND SCHEDLER AND REPRESENTATIVES RIDDLE, DEWITT, DOWNER AND MCMAINS

## AN ACT

To amend and reenact Children's Code Art. 619(E), relative to children in need of care; to exclude local employees of child protection units as an authorized party to serve a summons upon a parent or caretaker; to require local employees of child protection to provide written notice of hearing to the parent or caretaker; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Riddle moved the final passage of the bill.

## ROLL CALL

The roll was called with the following result:

## YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Theriot
Denville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Marionneaux	Toomy
Doerge	Martiny	Travis
Donelon	McCain	Triche
Dupre	McCallum	Waddell
Durand	McDonald	Walsworth
Farve	McMains	Warner
Faucheux	Michot	Welch
Flavin	Montgomery	Weston
Fontenot	Morrell	Wiggins
Frith	Morrish	Wilkerson
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Total—99		

## NAYS

Total—0

## ABSENT

Curtis	Strain
Mitchell	Willard
Total—4	

The Chair declared the above bill was finally passed.

Rep. Riddle moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 687—**

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM AND SCHEDLER AND REPRESENTATIVES DURAND, DEWITT, DOWNER AND MCMAINS

## AN ACT

To amend and reenact Children's Code Art. 642, relative to children in need of care; to require a court to hold a hearing in parent's absence if the parent has been served; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Green sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Green to Engrossed Senate Bill No. 687 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 3, after "of care; to" change "require" to "authorize"

AMENDMENT NO. 2

On page 1, line 13, after "the hearing" delete "shall" and insert "may"

Rep. Green moved the adoption of the amendments.

Rep. Riddle objected.

**Motion**

On motion of Rep. Riddle, the bill was returned to the calendar.

**SENATE BILL NO. 563—**  
BY SENATOR JORDAN

AN ACT

To enact R.S. 15:85(12), relative to satisfaction of judgment of bond forfeiture; to provide a period of one year for the surety to satisfy a judgment of bond forfeiture for certain bail obligations; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Jenkins sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jenkins to Engrossed Senate Bill No. 563 by Senator Jordan

AMENDMENT NO. 1

On page 1, line 2, after "To" change "enact R.S. 15:85(12)" to "amend and reenact R.S. 15:85(7), (10), and (11)"

AMENDMENT NO. 2

On page 1, line 4, after "obligations;" and before "and" insert "to provide with regard to enforcement and collection of judgments; to provide with regard to failure to satisfy judgments of bond forfeiture;"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." change "R.S. 15:85(12) is hereby enacted" to "R.S. 15:85(7), (10), and (11) are hereby amended and reenacted"

AMENDMENT NO. 4

On page 1, delete lines 13 through 16

AMENDMENT NO. 5

On page 2, delete line 1, and insert the following:

"(7) Enforcement and collection of judgment. No judgment of bond forfeiture rendered on or after August 15, 1997, shall be enforced or collected until ten days after the expiration of six months after the mailing of proper notice of the signing of the judgment of bond forfeiture for bonds which total fifty thousand dollars or less, or until ten days after the expiration of one year for bonds of more than fifty thousand dollars. The timely filing of a suspensive appeal shall suspend the enforcement or collection of the judgment of the bond forfeiture. In addition, the court may provide by court rule for the filing of an offset claim against the principal with the secretary of the Department of Revenue, in accordance with R.S. 47:299.1 through 299.20. If after six months and ten days from the mailing of proper notice of the signing of the judgment for bonds which total fifty thousand dollars or less or if after one year and ten days for bonds of more than fifty thousand dollars, a judgment of bond forfeiture against a commercial surety company has not been suspensively appealed nor satisfied or proceedings challenging the bond forfeiture have not been timely filed, the prosecuting attorney may either file a rule to show cause with the commissioner of insurance in accordance with R.S. 22:658.1 or collect the judgment in the same manner as a civil judgment.

\* \* \*

(10) (a) Satisfaction of judgment of bond forfeiture. ~~Any~~ For bonds which total fifty thousand dollars or less, any judgment forfeiting the appearance bond rendered according to this Section shall at any time, within six months, after mailing of the notice of the signing of the judgment of bond forfeiture, be fully satisfied and set aside upon the surrender or the appearance of the defendant. The appearance of the defendant shall operate as a satisfaction of the judgment and the surrender shall operate as a satisfaction of the judgment and shall fully and finally relieve the surety of any and all obligations under the bond. Any judgment forfeiting the appearance bond rendered according to this Section shall at any time, within ten days after the expiration of the six-month period provided to surrender the defendant, be fully satisfied by the payment of the amount of the bail obligation without incurring any interest, costs, or fees.

(b)(i) For bonds of more than fifty thousand dollars, any judgment forfeiting the appearance bond rendered according to this Section shall at any time within six months after mailing of the notice of the signing of the judgment of bond forfeiture, be fully satisfied and set aside upon the surrender or the appearance of the defendant. The appearance of the defendant shall operate as a satisfaction of the judgment and the surrender shall operate as a satisfaction of the judgment and shall fully and finally relieve the surety of any and all obligations under the bond. Any judgment forfeiting the appearance bond rendered according to this Section shall at any time, within ten days after the expiration of the six-month period provided to surrender the defendant, be fully satisfied by the payment of the amount of the bail obligation without incurring any interest, costs, or fees.

(ii) Any judgment forfeiting the appearance rendered according to this Section shall at any time more than six months but within one year after mailing of the notice of the signing of the judgment of bond forfeiture, be satisfied and set aside upon the surrender or the appearance of the defendant, and the payment in cash of twenty five percent of the face amount of the bond. The appearance and payment of twenty five percent in cash of the face amount of the bond shall operate as a satisfaction of the judgment and the surrender shall operate as a satisfaction of the judgment and shall fully and finally relieve the surety of any and all obligations under the bond. Any judgment forfeiting the appearance bond rendered according to this Section shall at any time, within ten days after the expiration of the one year period provided to surrender the defendant, be fully satisfied by the payment of the amount of the bail obligation without incurring



any interest, costs, or fees.

(11) Failure to satisfy judgment of bond forfeiture.

(a) If a judgment of bond forfeiture rendered after June 22, 1993, against a commercial surety company has not been satisfied within two hundred ten days from mailing the notice of the signing of the judgment of bond forfeiture for bonds which total fifty thousand dollars or less, or within four hundred days from mailing the notice of the signing of the judgment of bond forfeiture for bonds of more than fifty thousand dollars, nor has a suspensive appeal or other proceeding challenging the bond forfeiture been timely filed, the prosecuting attorney may file with the appropriate court a rule to show cause why that commercial surety company should not be prohibited from executing criminal bail bonds before the court issuing the judgment of bond forfeiture. The appropriate court is the court where the bond is posted, whether in a district court or a court other than a district court composed of more than one judge. If the appropriate court is not a district court, it shall sit en banc on such a rule to show cause. If the bond is posted in a court other than a district court and composed of only one judgeship position, then the rule shall be filed in the appropriate district court.

(b) At the rule to show cause, the court may consider only issues which would interrupt the enforceability of the judgment. Should the court find:

(i) A judgment of bond forfeiture has been rendered after June 22, 1993, against the commercial surety;

(ii) Proper notice pursuant to this Section has been mailed;

(iii) No suspensive appeal has been taken;

(iv) The defendant has neither been surrendered nor appeared within six months of mailing of the notice of the signing of the judgment of bond forfeiture or for bonds which total more than fifty thousand dollars, the defendant has neither been surrendered together with twenty five percent of the total amount of the bond or appeared together with cash payment of twenty five percent of the total amount of the bond more than six months but within one year of the mailing of the notice of the signing of the judgment of bond forfeiture;

(v) Two hundred ten days have passed since the mailing of proper notice of the signing of the judgment of bond forfeiture for bonds which total fifty thousand dollars or less, or four hundred days have passed since the mailing of proper notice of the signing of the judgment of bond forfeiture for bonds of more than fifty thousand dollars; and

(vi) The judgment of bond forfeiture has not been satisfied by payment of the full amount for bonds which total fifty thousand dollars or less or has not been satisfied by the surrender or appearance of the defendant together with payment in cash of twenty five percent of the total bond amount for bonds of more than fifty thousand dollars, if applicable,

then the court may issue an order enjoining the commercial surety company from posting criminal bail bonds before the court issuing the judgment of bond forfeiture if the judgment is not satisfied within the ten days.

(c) The burden of proof at the hearing shall be upon the commercial surety by a preponderance of evidence and shall be limited to documents contained in the official court record where the judgment was rendered. The surety company may use evidence not contained in the record to show that it did not receive post-forfeiture notice or the post-forfeiture notice required pursuant to this Section was not properly mailed.

Section 2. The provisions of this Act shall only apply to bonds issued after the effective date of this Act."

AMENDMENT NO. 6

Delete the Amendments proposed by the House Committee on Administration of Criminal Justice and adopted by the House on June 7, 1999.

On motion of Rep. Jenkins, the amendments were adopted.

Rep. McCain moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Hammett	Pratt
Alario	Heaton	Quezaire
Alexander	Hill	Riddle
Ansardi	Holden	Romero
Barton	Hopkins	Salter
Baudoin	Hudson	Scalise
Baylor	Iles	Schneider
Bowler	Jenkins	Schwegmann
Bruce	Jetson	Shaw
Bruneau	Johns	Smith, J.R.—30th
Carter	Kennard	Sneed
Chaisson	Kenney	Stelly
Clarkson	Lancaster	Theriot
Copelin	Landrieu	Thompson
Curtis	LeBlanc	Thornhill
Damico	Long	Toomy
Daniel	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard
Fontenot	Morrish	Windhorst
Frith	Nevers	Winston
Fruge	Odinot	Wooton
Gautreaux	Perkins	Wright
Green	Pierre	
Guillory	Pinac	
Total—94		

**NAYS**

Total—0

**ABSENT**

Crane	Hebert	Powell
Deville	Hunter	Smith, J.D.—50th
Glover	Murray	Strain
Total—9		

The Chair declared the above bill was finally passed.

Rep. McCain moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 754—**

BY SENATOR HOLLIS

**AN ACT**

To amend and reenact R.S. 9:3576.19, relative to a licensee; to provide for collection; to provide for assignment; and to provide for related matters.

Read by title.

Rep. Copelin sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Copelin to Reengrossed Senate Bill No. 754 by Senator Hollis

**AMENDMENT NO. 1**

On page 1, line 3, after "assignment;" add the following:

"and to enact Part V of Chapter 3 of Code Title XXI of Code Book II of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:5041, relative to privileges on movable and immovables; to provide for privileges for persons who provide security services, or maintenance, custodial, or janitorial services, or consumable goods, or printed material for in-store advertising or promotional purposes for certain supermarkets; to provide for the effective date of those privileges;"

**AMENDMENT NO. 2**

On page 2, after line 22, add the following:

"Section 1. Part V of Chapter 3 of Code Title XXI of Code Book II of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:5041, is hereby enacted to read as follows:

**PART V. PRIVILEGES FOR PERSONS WHO SUPPLY SERVICES AND PRODUCTS TO SUPERMARKETS**

**§5041. Privileges for persons who supply services and products to supermarkets**

A. Persons who provide security and guard services for supermarkets which are part of a chain of supermarkets shall have a privilege for the costs of providing those services. Persons who provide consumable goods which are held for sale in supermarkets which are part of a chain of supermarkets shall have a privilege for the value of those consumable goods. Persons who provide maintenance or repair services, or who supply parts used in connection with maintenance or repair services, or who provide custodial, janitorial, or waste disposal services, for supermarkets which are part of a chain of supermarkets shall have a privilege for the costs of providing those services. Persons who provide printed material for in-store advertising or promotional purposes for supermarkets which are part of a chain of supermarkets shall have a privilege for the value of those printed materials.

B. The privileges which are established in this Section shall be effective against the proceeds from the sale of all or part of the chain of supermarkets, as a going concern, and shall be superior in rank to all other privileges, mortgages, or other security interests against those proceeds, provided that the person who provided the security or guard services, or the person who provided the consumable goods can establish the following with regard to the holders of such other privileges, mortgages, or other security interests:

(1) That such holders knew that the owners, or other parties

with appropriate authority, were attempting to sell all or part of the chain of supermarkets.

(2) That such holders knew that the projected revenues from the operation of the chain of supermarkets might not be sufficient to pay the costs of operation of the chain of supermarkets during the time that the owners, or other parties with appropriate authority, were attempting to sell all or part of the chain of supermarkets.

(3) That such holders expressly approved the efforts to sell all or part of the chain of supermarkets.

C. The lessor of any leasehold being transferred shall enjoy a like privilege and priority against the security interest of any such holder; so too shall the lessor of any distributing facility enjoy a privilege and priority with respect to the portion of the rent bearing the same ratio as the number of supermarkets so sold bears to the total stores serviced out of that facility.

D. The privileges created by this Section, by R.S. 9:5021, and by Civil Code Article 3227 are specifically exempted from the provisions of R.S. 9:4770 and R.S. 10:9-201.

E. The privileges created by this Section shall be effective on and after April 27, 1999, which is the date on which the legislation which enacted this Section was introduced.

On motion of Rep. Copelin, the amendments were adopted.

Rep. Donelon moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Jetson	Sneed
Copelin	Johns	Stelly
Crane	Kennard	Theriot
Curtis	Kenney	Thompson
Damico	Lancaster	Thornhill
Daniel	Landrieu	Toomy
Denville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrish	Willard
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Fruge	Odinet	Wooton
Gautreaux	Perkins	Wright
Glover	Pierre	

Green  
Total—97

Pinac

NAYS

Total—0

ABSENT

Bowler  
LeBlanc  
Total—6

McCain  
Morrell

Schwegmann  
Strain

The Chair declared the above bill was finally passed.

Rep. Donelon moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### Explanation of Vote

Rep. Schwegmann disclosed a possible conflict of interest and recused herself from casting her vote on the final passage of the above bill.

### SENATE BILL NO. 755— BY SENATOR HOLLIS

AN ACT

To enact R.S. 37:212(E), relative to the practice of law; to provide for certain services of collection agencies; and to provide for related matters.

Read by title.

### Motion

Rep. Murray moved to table the bill.

Rep. Travis objected.

By a vote of 58 yeas and 39 nays, the House agreed to table the bill.

### Recess

On motion of Rep. Hopkins, the Speaker declared the House at recess until 2:00 P.M.

### After Recess

Speaker Downer called the House to order at 2:00 P.M.

### ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker  
Ansardi  
Barton  
Baudoin  
Chaisson  
Clarkson  
Copelin  
Crane  
Curtis  
Daniel  
Deville

Heaton  
Hebert  
Hill  
Hopkins  
Hunter  
Iles  
Jenkins  
Kenney  
Landrieu  
Marionneaux  
Martiny

Riddle  
Romero  
Salter  
Scalise  
Schneider  
Schwegmann  
Shaw  
Smith, J.D.—50th  
Sneed  
Stelly  
Thornhill

DeWitt  
Diez  
Doerge  
Donelon  
Dupre  
Farve  
Fauchaux  
Fontenot  
Fruge  
Glover  
Green  
Total—66

McCallum  
McDonald  
McMains  
Montgomery  
Morrish  
Murray  
Perkins  
Pierre  
Pinac  
Pratt  
Quezaire

Travis  
Triche  
Waddell  
Walsworth  
Warner  
Welch  
Weston  
Wilkerson  
Windhorst  
Winston  
Wright

ABSENT

Alario  
Alexander  
Baylor  
Bowler  
Bruce  
Bruneau  
Carter  
Damico  
Durand  
Flavin  
Frith  
Gautreaux  
Guillory  
Total—37

Hammett  
Holden  
Hudson  
Jetson  
Johns  
Kennard  
Lancaster  
LeBlanc  
Long  
McCain  
Michot  
Mitchell  
Morrell

Nevers  
Odinet  
Powell  
Smith, J.R.—30th  
Strain  
Theriot  
Thompson  
Toomy  
Wiggins  
Willard  
Wooton

The Speaker announced there were 66 members present and a quorum.

### SENATE BILL NO. 770— BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 37:751(B) and (L), 753(J), 759, 760(A)(4), (7), and (10), 761(A)(5), 764(A)(6), 770(A)(1), and (C), 776(A)(9) and (17), 780(A)(1) and (B)(1) and (2), 781(A), (B), and (C), 786(A), the introductory paragraph of 786.1(A), 788(B)(3), 789(A), and 794, to enact R.S. 37:770(E), 776.1, 777(A)(24) and (25), 786(E), and 788(C), and to repeal R.S. 37:751(F) and (G), 761.1, 764.1, and 769, relative to the practice of dentistry; to provide for definitions; to provide for appointments and powers and duties of the Louisiana State Board of Dentistry; to provide for board reports to the governor; to provide for certain requirements for applicants for licensure and license renewals; to provide for refusal to issue, suspension, revocation or restriction of dental or dental hygienists license; to provide for ownership and operation of a dental practice; to provide for a board hearing, notice, and penalty on charges against an unlicensed person; to provide relative to the issuance of subpoenas; to provide for appeal and stay of board decisions; to provide for violations and penalties; to provide for dispensing and administering controlled substances and for records thereof; to repeal provisions relative to retired dentists and retired dental hygienists; to repeal certain provisions relative to fees and costs; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. Walsworth, the bill was returned to the calendar.

## Page 28 HOUSE

54th Day's Proceedings - June 15, 1999

### SENATE BILL NO. 771— BY SENATOR DARDENNE

#### AN ACT

To amend and reenact R.S. 37:21(B)(2), relative to limitations on disciplinary proceedings by professional or occupational boards and commissions; to exempt certain persons practicing dentistry or dental hygiene; and to provide for related matters.

Read by title.

Rep. Walsworth moved the final passage of the bill.

#### ROLL CALL

The roll was called with the following result:

##### YEAS

Mr. Speaker	Green	Riddle
Alario	Guillory	Romero
Alexander	Heaton	Salter
Barton	Hebert	Scalise
Baudoin	Hill	Schneider
Baylor	Holden	Schwegmann
Bowler	Hopkins	Shaw
Bruce	Hudson	Smith, J.D.—50th
Bruneau	Hunter	Smith, J.R.—30th
Carter	Iles	Sneed
Chaisson	Johns	Stelly
Clarkson	Kennard	Theriot
Copelin	Kenney	Thompson
Crane	Lancaster	Thornhill
Curtis	Landrieu	Toomy
Damico	LeBlanc	Travis
Daniel	Long	Triche
Deville	Marionneaux	Waddell
DeWitt	Martiny	Walsworth
Diez	McDonald	Warner
Doerge	McMains	Welch
Donelon	Montgomery	Weston
Dupre	Morrish	Wiggins
Farve	Murray	Wilkerson
Faucheux	Odinot	Willard
Flavin	Perkins	Windhorst
Fontenot	Pierre	Winston
Frith	Pinac	Wooton
Gautreaux	Pratt	Wright
Glover	Quezaire	
Total—89		

##### NAYS

Total—0

##### ABSENT

Ansardi	Jetson	Morrell
Durand	McCain	Nevers
Fruge	McCallum	Powell
Hammett	Michot	Strain
Jenkins	Mitchell	
Total—14		

The Chair declared the above bill was finally passed.

Rep. Walsworth moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 772— BY SENATOR DARDENNE

#### AN ACT

To amend and reenact R.S. 37:1745(A)(1) and (2), relative to health care providers; to revise certain definitions; to prohibit dentists and dental hygienists from soliciting, paying, or receiving payment for referring or soliciting patients; to revise certain definitions; and to provide for related matters.

Read by title.

Rep. Walsworth moved the final passage of the bill.

#### ROLL CALL

The roll was called with the following result:

##### YEAS

Mr. Speaker	Guillory	Quezaire
Alario	Heaton	Riddle
Alexander	Hebert	Salter
Ansardi	Hill	Scalise
Baudoin	Hopkins	Schneider
Baylor	Hudson	Schwegmann
Bowler	Hunter	Shaw
Bruce	Iles	Smith, J.D.—50th
Bruneau	Johns	Smith, J.R.—30th
Carter	Kennard	Sneed
Chaisson	Kenney	Stelly
Clarkson	Lancaster	Theriot
Copelin	Landrieu	Thompson
Crane	LeBlanc	Thornhill
Damico	Long	Toomy
Daniel	Marionneaux	Travis
Deville	Martiny	Triche
DeWitt	McDonald	Waddell
Diez	McMains	Walsworth
Doerge	Michot	Warner
Donelon	Montgomery	Welch
Dupre	Morrell	Weston
Farve	Morrish	Wiggins
Faucheux	Murray	Wilkerson
Flavin	Nevers	Willard
Fontenot	Odinot	Windhorst
Frith	Perkins	Winston
Fruge	Pierre	Wooton
Gautreaux	Pinac	Wright
Glover	Powell	
Green	Pratt	
Total—91		

##### NAYS

Total—0

##### ABSENT

Barton	Holden	McCallum
Curtis	Jenkins	Mitchell
Durand	Jetson	Romero
Hammett	McCain	Strain
Total—12		

The Chair declared the above bill was finally passed.

Rep. Walsworth moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 795—**  
BY SENATOR IRONS

## AN ACT

To enact Children's Code Art. 606(A)(6), relative to grounds for determining child in need of care status; to add unlawful possession of a firearm by a child as an additional ground; and to provide for related matters.

Read by title.

Rep. Heaton moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Alexander	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Chaisson	Iles	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	Lancaster	Theriot
Daniel	Landrieu	Thompson
Denville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Doerge	Martiny	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Farve	Michot	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Frith	Morrish	Wilkerson
Fruge	Murray	Willard
Gautreaux	Nevers	Windhorst
Glover	Odinot	Winston
Green	Pierre	Wooton
Guillory	Pinac	Wright
Total—90		

**NAYS**

Carter	McCallum	Thornhill
Fontenot	Perkins	
Jenkins	Scalise	
Total—7		

**ABSENT**

Baudoin	Durand	Mitchell
Bruce	McCain	Strain
Total—6		

The Chair declared the above bill was finally passed.

Rep. Heaton moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 836—**  
BY SENATOR JOHNSON

## AN ACT

To enact R.S. 13:4751(C)(2)(d), relative to authorizing the custodial parent of a minor child to change the name of a minor child under certain conditions; to provide for an increased time period; and to provide for related matters.

Read by title.

Rep. Riddle sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Riddle to Reengrossed Senate Bill No. 836 by Senator Johnson

**AMENDMENT NO. 1**

On page 1, delete line 2, and insert in lieu thereof the following:

"To amend and reenact Civil Code Articles 189 and 190 and to enact R.S. 13:4751(C)(2)(d), relative to paternity; to provide for an exception to the time period for bringing a disavowal action in certain circumstances; to authorize the custodial parent of"

**AMENDMENT NO. 2**

On page 1, between lines 6 and 7, insert the following:

"Section 1. Civil Code Articles 189 and 190 are hereby amended and reenacted to read as follows:

Art. 189. Time limit for disavowal by the husband.

A. A suit for disavowal of paternity must be filed within one hundred eighty days year after the husband learned or should have learned of the birth of the child; but, if the husband for reasons beyond his control is not able to file suit timely, then the time for filing suit shall be suspended during the period of such inability.

Nevertheless, the suit may be filed within one year from the date the husband is notified in writing that a party in interest has asserted that the husband is the father of the child, if the husband lived continuously separate and apart from the mother during the three hundred days immediately preceding the birth of the child.

Art. 190. Time limit for disavowal by heir or legatee.

A. If the husband dies within the delays for filing suit to disavow paternity without having instituted such action, an heir or legatee whose interest in the succession will be reduced shall have one year from the death or one year from the birth of the child, whichever period is longer, within which to bring such an action.

Nevertheless, the heir or legatee may file suit within one year from the date the heir or legatee is notified in writing that a party in interest has asserted that the husband is the father of the child, if the husband lived continuously separate and apart from the mother during the three hundred days immediately preceding the birth of the child."

**AMENDMENT NO. 3**

On page 1, at the beginning 7, change "Section 1." to "Section 2."

On motion of Rep. Riddle, the amendments were adopted.

Rep. Green moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Heaton	Powell
Alario	Hebert	Pratt
Alexander	Hill	Quezaire
Ansardi	Holden	Riddle
Barton	Hopkins	Romero
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Marionneaux	Toomy
Doerge	Martiny	Travis
Donelon	McCallum	Triche
Dupre	McDonald	Waddell
Farve	Michot	Warner
Fauchaux	Mitchell	Welch
Flavin	Montgomery	Weston
Fontenot	Morrell	Wiggins
Frith	Morrish	Wilkerson
Fruge	Murray	Willard
Gautreaux	Nevers	Windhorst
Glover	Odinot	Winston
Green	Perkins	Wooton
Guillory	Pierre	Wright
Hammett	Pinac	
Total—95		

#### NAYS

Total—0

#### ABSENT

Baudoin	Durand	Strain
Bruce	McCain	Walsworth
Daniel	McMains	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Green moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 984— BY SENATOR THEUNISSEN

#### AN ACT

To amend and reenact Code of Civil Procedure Arts. 1918, 2031, 2782, 4906, and 4923 and to enact Code of Civil Procedure Arts. 1702(F) and 1702.1(C) and R.S. 9:5504, relative to civil procedure; to provide for the contents of judgments in identifying the judgment debtor; to provide for liability for costs, including court costs and attorney's fees; and to provide for related matters.

Read by title.

Rep. Murray sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Reengrossed Senate Bill No. 984 by Senator Theunissen

#### AMENDMENT NO. 1

In Amendment No. 27 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on June 7, 1999, on page 3, line 12, after "recorded" and before "the" delete "at no cost to the owner."

#### AMENDMENT NO. 2

In Amendment No. 27 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on June 7, 1999, on page 3, after line 19, add the following:

"D. Any lien or judgment identified on a mortgage certificate prepared by a recorder of mortgages, indicating a lien or judgment against a person who has filed a verification that he is not the same person identified as the debtor in the judgment, shall be removed from the said mortgage certificate at no costs to the person filing the verification."

On motion of Rep. Murray, the amendments were adopted.

Rep. Copelin sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Copelin to Reengrossed Senate Bill No. 984 by Senator Theunissen

#### AMENDMENT NO. 1

On page 1, at the end of line 6, after "attorney's fees;" add the following:

"and to enact Part V of Chapter 3 of Code Title XXI of Code Book II of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:5041, relative to privileges on movable and immovables; to provide for privileges for persons who provide security services, or maintenance, custodial, or janitorial services, or consumable goods, or printed material for in-store advertising or promotional purposes for certain supermarkets; to provide for the effective date of those privileges;"

#### AMENDMENT NO. 2

On page 7, after line 18, add the following:

"Section 1. Part V of Chapter 3 of Code Title XXI of Code Book II of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:5041, is hereby enacted to read as follows:

#### PART V. PRIVILEGES FOR PERSONS WHO SUPPLY SERVICES AND PRODUCTS TO SUPERMARKETS

§5041. Privileges for persons who supply services and products to supermarkets

A. Persons who provide security and guard services for supermarkets which are part of a chain of supermarkets shall have a privilege for the costs of providing those services. Persons who

provide consumable goods which are held for sale in supermarkets which are part of a chain of supermarkets shall have a privilege for the value of those consumable goods. Persons who provide maintenance or repair services, or who supply parts used in connection with maintenance or repair services, or who provide custodial, janitorial, or waste disposal services, for supermarkets which are part of a chain of supermarkets shall have a privilege for the costs of providing those services. Persons who provide printed material for in-store advertising or promotional purposes for supermarkets which are part of a chain of supermarkets shall have a privilege for the value of those printed materials.

B. The privileges which are established in this Section shall be effective against the proceeds from the sale of all or part of the chain of supermarkets, as a going concern, and shall be superior in rank to all other privileges, mortgages, or other security interests against those proceeds, provided that the person who provided the security or guard services, or the person who provided the consumable goods can establish the following with regard to the holders of such other privileges, mortgages, or other security interests:

(1) That such holders knew that the owners, or other parties with appropriate authority, were attempting to sell all or part of the chain of supermarkets.

(2) That such holders knew that the projected revenues from the operation of the chain of supermarkets might not be sufficient to pay the costs of operation of the chain of supermarkets during the time that the owners, or other parties with appropriate authority, were attempting to sell all or part of the chain of supermarkets.

(3) That such holders expressly approved the efforts to sell all or part of the chain of supermarkets.

C. The lessor of any leasehold being transferred shall enjoy a like privilege and priority against the security interest of any such holder; so too shall the lessor of any distributing facility enjoy a privilege and priority with respect to the portion of the rent bearing the same ratio as the number of supermarkets so sold bears to the total stores serviced out of that facility.

D. The privileges created by this Section, by R.S. 9:5021, and by Civil Code Article 3227 are specifically exempted from the provisions of R.S. 9:4770 and R.S. 10:9-201.

E. The privileges created by this Section shall be effective on and after April 27, 1999, which is the date on which the legislation which enacted this Section was introduced.

Rep. Copelin moved the adoption of the amendments.

Rep. Morrish objected.

### Motion

Rep. Windhorst moved that the bill, as amended, be returned to the calendar.

Rep. Morrish objected.

By a vote of 61 yeas and 31 nays, the House returned the bill, as amended, to the calendar.

### SENATE BILL NO. 991—

BY SENATORS COX AND IRONS

### AN ACT

To enact Part LI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.151 through 1300.153, relative to hepatitis C; to provide for legislative

findings and purpose; to provide for protocols and guidelines for educating health care providers and community service providers on hepatitis C detection, diagnosis, treatment, and therapeutic decisions making; and to provide for related matters.

Read by title.

Rep. Guillory moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Hebert	Quezaire
Ansardi	Hill	Riddle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Sneed
Copelin	Kenney	Stelly
Crane	Lancaster	Theriot
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Fruge	Odinet	Wooton
Gautreaux	Perkins	Wright
Glover	Pierre	
Green	Pinac	
Total—97		

#### NAYS

Total—0

#### ABSENT

Barton	Jetson	Romero
Heaton	Mitchell	Strain
Total—6		

The Chair declared the above bill was finally passed.

Rep. Guillory moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 1031—**

BY SENATORS GREENE, CASANOVA, DYESS, HINES AND SCHEDLER  
AN ACT

To amend and reenact R.S. 40:1299.35.1, 1299.35.2, 1299.35.4, and 1299.35.10(A)(18) and to repeal R.S. 40:1299.35.3, relative to abortion; to provide for definitions; to provide with respect to abortion after viability of the unborn child; to provide for legislative findings and purpose; to prohibit the performance or inducement of an abortion unless performed or induced by a physician licensed by the state; to require the performance of an ultra-sound test prior to performing or inducing an abortion or termination of pregnancy after viability; to prohibit the performance or inducement of an abortion after viability; to provide for termination of pregnancy after viability under certain circumstances and for certification of reason thereof; to provide for certain information contained in an abortion report; to provide for severability provisions; and to provide for related matters.

Read by title.

Rep. Riddle sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Riddle to Reengrossed Senate Bill No. 1031 by Senator Greene

AMENDMENT NO. 1

On page 1, at the end of the line 2, delete "and" and on line 3, after "1299.35.10(A)(18)" insert "and 1299.35.12,"

AMENDMENT NO. 2

On page 1, line 13, after "report;" insert "to provide for emergency exceptions;"

AMENDMENT NO. 3

On page 1, at the end of the line 16, delete "and" and on page 2, line 1, after "1299.35.10(A)(18)" insert "and 1299.35.12"

AMENDMENT NO. 4

On page 4, line 4, after "test required" insert a semicolon ";" and "exceptions"

AMENDMENT NO. 5

On page 4, line 15, after "medical practice" change the period "." to a comma "," and insert the following:

"unless an immediate threat and grave risk to the life or permanent physical health of the pregnant woman or the unborn child precludes the taking of an ultra-sound test. In such emergency situations, the attending physician shall certify to the emergency need for performing the abortion or termination of pregnancy after viability without first performing an ultrasound test."

AMENDMENT NO. 6

On page 7, line 10, after "to survive" delete "the" and at the beginning of line 11, delete "delivery"

AMENDMENT NO. 7

On page 8, between lines 15 and 16, insert the following:

"§1299.35.12. Emergency

The provisions of R.S. 40:1299.35.2, R.S. 40:1299.35.4, R.S. 40:1299.35.5 and R.S. 40:1299.35.6 shall not apply when the pregnancy creates an emergency need for an abortion to be performed or induced a medical emergency compels the performance of an abortion or termination of pregnancy after viability because the continuation of the pregnancy poses an immediate threat and grave risk to the life or permanent physical health of the pregnant woman. The attending physician shall certify to the emergency need for the abortion: or termination of pregnancy after viability."

On motion of Rep. Riddle, the amendments were adopted.

Rep. Farve sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Farve to Reengrossed Senate Bill No. 1031 by Senator Greene

AMENDMENT NO. 1

On page 1, line 2, after "1299.35.2," insert "and" and at the end of the line delete "and"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, delete "1299.35.10(A)(18)"

AMENDMENT NO. 3

On page 1, at the end of line 6, insert a semicolon ";" and delete lines 7 through 9 in their entirety and insert "to"

AMENDMENT NO. 4

On page 1, delete lines 11 and 12 and delete line 13 up to "to provide for"

AMENDMENT NO. 5

On page 1, line 16, after "1299.35.2," insert "and" and after "1299.35.4" delete the comma ",", and delete "and" and on page 2, line 1, delete "1299.35.10(A)(18)"

AMENDMENT NO. 6

On page 3, delete lines 26 and 27 in their entirety and on page 4, delete lines 1 through 3 in their entirety

AMENDMENT NO. 7

On page 4, line 4, after "physician" delete the remainder of the line

AMENDMENT NO. 8

On page 4, at the beginning of line 5, delete "A."

AMENDMENT NO. 9

On page 4, delete lines 8 through 17

AMENDMENT NO. 10

On page 4, line 19, after "prohibition," delete the remainder of the line and delete lines 20 and 21 in their entirety



AMENDMENT NO. 11

On page 5, line 26, after "Roe v. Wade" change the comma "," to a period "." and delete the remainder of the line and delete line 27.

AMENDMENT NO. 12

On page 6, delete lines 1 through 4

AMENDMENT NO. 13

On page 6, line 8, after "life" insert a period "." and delete the remainder of the line and delete lines 9 through 11 in their entirety

AMENDMENT NO. 14

On page 6, line 14, after "Louisiana" change the comma "," to a period "." and delete the remainder of the line and delete lines 15 through 18 in their entirety

AMENDMENT NO. 15

On page 6, delete lines 22 through 27 and delete page 7 in its entirety and on page 8, delete lines 1 through 4

AMENDMENT NO. 16

On page 8, delete lines 12 through 14

Rep. Farve moved the adoption of the amendments.

Rep. Riddle objected.

By a vote of 18 yeas and 73 nays, the amendments were rejected.

Rep. Jenkins sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jenkins to Reengrossed Senate Bill No. 1031 by Senator Greene

AMENDMENT NO. 1

On page 7, at the end of line 12, insert the following: "No person terminating a pregnancy after viability shall knowingly and intentionally harm or damage the brain, spinal cord, heart, lungs, or other vital organs of the unborn child nor knowingly or intentionally cause the unborn child to be dismembered or poisoned."

On motion of Rep. Jenkins, the amendments were adopted.

Rep. Pratt sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Pratt to Reengrossed Senate Bill No. 1031 by Senator Greene, et al

AMENDMENT NO. 1

On page 2, line 25, after "to" delete the remainder of the line and insert the following:

"twenty-five weeks or a weight of eight hundred fifty grams."

Rep. Pratt moved the adoption of the amendments.

Rep. Riddle objected.

By a vote of 35 yeas and 62 nays, the amendments were rejected.

Rep. Riddle moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Quezaire
Alario	Hammett	Riddle
Alexander	Heaton	Romero
Ansardi	Hebert	Salter
Barton	Hill	Scalise
Baudoin	Hopkins	Schneider
Baylor	Hudson	Schwegmann
Bowler	Iles	Shaw
Bruce	Jenkins	Smith, J.D.—50th
Bruneau	Johns	Smith, J.R.—30th
Carter	Kennard	Sneed
Chaisson	Kenney	Stelly
Clarkson	Lancaster	Theriot
Crane	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCallum	Waddell
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Weston
Durand	Montgomery	Wiggins
Faucheux	Morrish	Wilkerson
Flavin	Nevers	Willard
Fontenot	Odinet	Windhorst
Frith	Perkins	Winston
Fruge	Pierre	Wooton
Gautreaux	Pinac	Wright
Glover	Powell	
Total—89		

**NAYS**

Farve	Morrell	Pratt
Holden	Murray	Welch
Total—6		

**ABSENT**

Copelin	Hunter	Mitchell
Curtis	Jetson	Strain
Green	McCain	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Riddle moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**Suspension of the Rules**

On motion of Rep. LeBlanc, the rules were suspended in order to take up House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

**House Bills and Joint Resolutions**

# Page 34 HOUSE

54th Day's Proceedings - June 15, 1999

## Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments were taken up and acted upon as follows:

### HOUSE BILL NO. 1 –

BY REPRESENTATIVE LEBLANC  
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

## Suspension of the Rules

On motion of Rep. LeBlanc, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 1 by Representative LeBlanc

### AMENDMENT NO. 1

On page 23, delete lines 18 through 20 in their entirety.

### AMENDMENT NO. 2

On page 23, between lines 26 and 27, insert the following:

"Payable out of the State General Fund from Tobacco Settlement Revenues for Rural Development to provide bridge repair to closed bridges	\$ 3,000,000
--	--------------

Payable out of the State General Fund (Direct) for the Office of Urban Affairs and Development activities in the Administrative Program	\$ 1,350,000
---	--------------

Payable out of the State General Fund (Direct) for expert witness and legal fees in the organ allocation suit	\$ 150,000"
---	-------------

### AMENDMENT NO. 3

On page 26, line 47, delete "50,627,897" and insert "44,983,811"

### AMENDMENT NO. 4

On page 26, line 51, delete "12,291,351" and insert "17,935,437"

### AMENDMENT NO. 5

On page 27, between lines 10 and 11, insert the following:

"Payable out of the State General Fund (Direct) for final judgment on Coleman Brown and Bobby Kenard versus Division of Administration	\$ 117,000
--	------------

Payable out of the State General Fund (Direct) for maintaining and promulgating a Louisiana Local Database	\$ 35,000"
--	------------

### AMENDMENT NO. 6

On page 29, line 3, delete "8,026,055" and insert "7,726,055"

### AMENDMENT NO. 7

On page 29, line 52, delete "8,026,055" and insert "7,726,055"

### AMENDMENT NO. 8

On page 30, line 2, delete "600,000" and insert "300,000"

### AMENDMENT NO. 9

On page 30, line 7, delete "8,026,055" and insert "7,726,055"

### AMENDMENT NO. 10

On page 32, between lines 5 and 6, insert the following:

"Payable out of the State General Fund (Direct) for expenses of the teen pregnancy program	\$ 200,000"
--	-------------

### AMENDMENT NO. 11

On page 34, line 20, delete "9,082,264" and insert "8,982,264"

### AMENDMENT NO. 12

On page 34, line 45, delete "35,333,030" and insert "35,233,030"

### AMENDMENT NO. 13

On page 34, line 47, delete "6,936,783" and insert "6,836,783"

### AMENDMENT NO. 14

On page 34, line 56, delete "35,333,030" and insert "35,233,030"

### AMENDMENT NO. 15

On page 35, after line 43, insert the following:

"Payable out of the State General Fund by Federal Funds for the transfer of the Veteran's Education operations and (3) three positions from the Community and Technical Colleges Board of Supervisors to the State Approval Agency Program	\$ 207,940"
--	-------------

### AMENDMENT NO. 16

On page 38, after line 46 , insert the following:

"Payable out of the State General Fund (Direct) to the Administrative Program for the Louisiana Senior Olympics State Games	\$ 75,000
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Payable out of the State General Fund (Direct) to provide services for the elderly	\$ 100,000"
--	-------------

### AMENDMENT NO. 17

On page 45, between lines 15 and 16, insert the following:

"**Objective:** To develop a system for monitoring monthly activities of the participating manufacturer in the Master Settlement Agreement.

**Performance Indicator:**

Percentage completion of system for  
monitoring monthly activities of  
participating manufacturers 100%"

**AMENDMENT NO. 18**

On page 45, between lines 19 and 20, insert the following:

"Payable out of the State General Fund (Direct)  
for Community Living Ombudsman Program \$ 50,000

Payable out of the State General Fund by Fees  
and Self-generated Revenues to the Civil Program  
from Prior and Current Year Collections per R.S.  
40:2115.22 for the purpose of carrying forward  
and rebating excess fees \$ 250,000

The commissioner of administration shall reduce general fund  
appropriations in this Schedule by \$250,000 which would have been  
utilized for unclassified employee merit increases.

The commissioner of administration shall reduce general fund  
appropriations in this Schedule by \$850,000 which would have been  
utilized to bring attorneys' salaries to a competitive level."

**AMENDMENT NO. 19**

On page 51, between lines 14 and 15, insert the following:

"Payable out of the State General Fund by  
Fees and Self-generated Revenues for rebate  
of excess fees per R.S. 39:1405.1 \$ 665,812"

**AMENDMENT NO. 20**

On page 54, line 5, delete "2,263,161" and insert "2,213,161"

**AMENDMENT NO. 21**

On page 57, line 12, delete "34,716,722" and insert "34,666,722"

**AMENDMENT NO. 22**

On page 57, line 28, delete "110,598,440" and insert "110,548,440"

**AMENDMENT NO. 23**

On page 57, after line 50, insert the following:

"Payable out of the State General Fund (Direct)  
for the Formosan termite initiative provided that  
SB 373 or HB 1869 of the 1999 Regular Session  
is enacted into law \$ 6,000,000"

**AMENDMENT NO. 24**

On page 58, after line 44, insert the following:

**"Objective:** Through the Office of Insurance Compli-  
ance, Office of Minority Affairs, to increase the number  
of disadvantaged agents obtaining contracts with stan-  
dard companies through the key agent concept.

**Performance Indicators:**

Number of new key agency directors and  
sub-agents working with Key Independent  
Agency, Inc. 25  
Number of educational/training sessions  
provided for small/ disadvantaged/  
minority insurance agents and agencies 65"

**AMENDMENT NO. 25**

On page 60, delete lines 12 through 19 in their entirety.

**AMENDMENT NO. 26**

On page 61, between lines 18 and 19, insert the following:

"Amendment will increase the number of new key agency directors  
and sub-agents working with Key Independent Agency, Inc., by 10  
and will increase the number of educational/training sessions for  
small/ disadvantaged/ minority insurance agents and agencies by 135

Payable out of the State General Fund by Fees  
and Self-generated Revenues for the addition  
of two (2) authorized Insurance Compliance  
Examination Specialist I positions and one  
(1) authorized Insurance Compliance Examina-  
tion Specialist III position for the Office of  
Licensing and Compliance in the Market  
Compliance Program \$ 105,585

Payable out of the State General Fund by Fees  
and Self-generated Revenues for the addition  
of five (5) authorized Insurance Compliance  
Examination Specialist I positions for the  
market conduct unit of Financial Solvency in  
the Market Compliance program \$ 133,902

Payable out of the State General Fund by  
Fees and Self-generated Revenues for the  
addition of one (1) authorized Secretary I  
position for the Office of Management and  
Finance in the Administration Program \$ 24,401

Payable out of the State General Fund by Fees  
and Self-generated Revenues to provide  
funding for the addition of two (2)  
authorized positions for the Louisiana  
Health Care Commission in the Market  
Compliance Program \$ 110,000

Payable out of the State General Fund (Direct)  
by Fees and Self-generated Revenues for the  
addition of two (2) authorized Insurance Com-  
pliance Examination Specialist I positions in the  
Insurance Fraud Section, one (1) authorized  
Communications Specialist I position in the  
Division of Public Affairs, one (1) Assistant  
to the Commissioner position in the Adminis-  
trative Division for the Office of the  
Commissioner in the Administration Program \$ 213,049"

**AMENDMENT NO. 27**

On page 63, between lines 35 and 36, insert the following:

"Payable out of the State General Fund (Direct)  
for the Louisiana Center Against Poverty \$ 250,000

Payable out of the State General Fund (Direct) for  
the Metro Regional Business Incubator \$ 400,000

Payable out of the State General Fund (Direct)  
for the Louisiana Business Technology Center \$ 100,000

Payable out of the State General Fund (Direct)  
for the expenses of the Monroe Downtown  
Riverfront Development District \$ 150,000"

## Page 36 HOUSE

54th Day's Proceedings - June 15, 1999

### AMENDMENT NO. 28

On page 65, between lines 28 and 29, insert the following:

"Payable out of the State General Fund (Direct)  
for economic development for the Town of Delhi \$ 50,000

Payable out of the State General Fund (Direct)  
for economic development for the Town of Rayville \$ 50,000

Add one (1) position in the Office of Commerce and Industry for  
International Trade"

### AMENDMENT NO. 29

On page 68, between lines 12 and 13, insert the following:

"Payable out of the State General Fund by  
Fees & Self-generated Revenues for a study of  
the Louisiana Capital Companies Tax Credit  
Program (CAPCO) per Act 70 of 1998 \$ 200,000"

### AMENDMENT NO. 30

On page 70, between lines 8 and 9, insert the following:

"Payable out of the State General Fund (Direct)  
for expenses of the Treasures of Provence \$ 200,000"

### AMENDMENT NO. 31

On page 71, between lines 20 and 21, insert the following:

"Payable out of the State General Fund (Direct)  
for the University of New Orleans Eisenhower  
Center to support the National D-Day Museum \$ 100,000"

### AMENDMENT NO. 32

On page 71, on line 41, after "revenues" insert "from prior and  
current year collections"

### AMENDMENT NO. 33

On page 73, between lines 5 and 6, insert the following:

"Payable out of the State General Fund (Direct)  
to the City of Eunice for the Liberty Theater Cajun  
Music Show \$ 50,000

Payable out of the State General Fund (Direct)  
for the historic properties survey and cultural  
economic return enhancement \$ 150,000

Payable out of the State General Fund (Direct)  
for The Mississippi River Experience \$ 50,000"

### AMENDMENT NO. 34

On page 74, between lines 29 and 30, insert the following:

"Payable out of the State General Fund (Direct)  
for the Bonne Fete celebration \$ 75,000"

### AMENDMENT NO. 35

On page 75, between lines 19 and 20, insert the following:

"Payable out of the State General Fund (Direct)  
for the expenses of the Zachary Taylor Parkway  
Commission \$ 75,000

Payable out of the State General Fund (Direct)  
for maintenance of Right-of-Way and Parks  
located between the Inner Harbor Navigational  
Canal (Ted Hickey Bridge) and the 17th Street  
Canal, and Lake Shore Drive from Robert E.  
Lee Boulevard to Leon Simon Drive \$ 200,000"

### AMENDMENT NO. 36

On page 77, between lines 6 and 7, insert the following:

"Payable out of the State General Fund (Direct)  
for the Tangipahoa Transportation Council \$ 100,000"

### AMENDMENT NO. 37

On page 81, between lines 35 and 36, insert the following:

"Payable out of the State General Fund (Direct)  
for the Life Skills/Pre-Release Program for state  
inmates in Concordia Parish Correctional Facility \$ 128,625

Payable out of the State General Fund (Direct)  
for the Life Skills Foundation Vital Issues Project  
within the Management and Finance Program \$ 12,000"

### AMENDMENT NO. 38

On page 103, line 1, delete "49,027,720" and insert "48,928,895"

### AMENDMENT NO. 39

On page 103, line 47, delete "126,346,410" and insert "126,247,585"

### AMENDMENT NO. 40

On page 104, line 2, delete "9,491,294" and insert "9,398,169"

### AMENDMENT NO. 41

On page 104, line 6, delete "18,906,478" and insert "18,900,778"

### AMENDMENT NO. 42

On page 104, line 17, delete "126,346,410" and insert "126,247,585"

### AMENDMENT NO. 43

On page 104, between lines 17 and 18, insert the following:

"Provided that the commissioner of administration shall reduce  
expenditures for the Operational Support Program and the  
appropriation from the State General Fund (Direct) in this Schedule  
by \$494,450.

Provided that the commissioner of administration shall reduce the  
State General Fund (Direct) appropriation in this Schedule by  
\$750,000 and shall increase State General Fund by Statutory  
Dedications from the Riverboat Gaming Enforcement Fund by  
\$750,000."

### AMENDMENT NO. 44

On page 105, after line 50, insert the following:

"Payable out of the State General Fund (Direct) for operating expenses for a toll free hotline, to be answered by a person, not an answering machine, to assist citizens with driver's license and vehicle registration information provided that SB 110 of the 1999 Regular Session is enacted into law \$ 800,000"

#### AMENDMENT NO. 45

On page 113, after line 51, insert the following:

"Provided, however, that of the funds appropriated in this Schedule for Louisiana Children's Health Insurance Program, the amount of \$100,000 shall be allocated for expenses of two community outreach programs, one urban walker/talker program and one rural outreach program."

#### AMENDMENT NO. 46

On page 120, between lines 18 and 19, insert the following:

#### "EXPENDITURES:

Payments to Private Providers Program to provide for an inflationary adjustment in rates to MR/DD Facilities	\$ 4,529,882
--	--------------

Payments to Public Providers Program to provide for an inflationary adjustment	\$ 487,118
--	------------

TOTAL EXPENDITURES	\$ 5,017,000
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#### MEANS OF FINANCE:

State General Fund by:

Louisiana Medical Assistance Trust Fund	\$ 1,488,544
Federal Funds	\$ 3,528,456

TOTAL MEANS OF FINANCING	\$ 5,017,000
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Provided that in the Payment to Private Providers Program contained in this Schedule, reimbursement to providers of inpatient hospital services (except small rural hospitals as defined in Act 1485 of 1997 as amended) for recipients who are dually eligible for Medicaid and Medicare shall be limited to amounts that, when added to the amounts paid by Medicare equal the amounts that are paid by the Louisiana Medicaid Program for the same services when provided to Medicaid beneficiaries who are not entitled to Medicare. Such action shall be in accordance with provisions contained in Section 4714 of the Balanced Budget Act of 1997 as enacted by the United States Congress.

Provided that in this Schedule, payments for prescription drugs shall be limited by amending the Estimated Acquisition Cost formula from Average Wholesale Price (AWP) minus 10.5 percent to AWP minus 12 percent for independent pharmacies and from AWP minus 10.5 percent to AWP minus 13.5 percent for chain pharmacies. Chain pharmacies are defined as five or more Medicaid enrolled pharmacies under common ownership; all other Medicaid enrolled pharmacies are defined as independent pharmacies."

#### AMENDMENT NO. 47

On page 120, on line 21, delete "23,070,532" and insert "24,970,532"

#### AMENDMENT NO. 48

On page 120, line 37, delete "9,185,828" and insert "7,285,828"

#### AMENDMENT NO. 49

On page 121, between lines 28 and 29, insert the following:

"Payable out of the State General Fund (Direct) for LaCHIP School Nurse Coordinator Position and Support personnel	\$ 23,104
--	-----------

Payable out of the State General Fund (Direct) for sickle cell anemia research	\$ 300,000
--	------------

Provided, however, that of the funds appropriated for this program, \$150,000 shall be allocated to Tulane University Medical Center and \$150,000 shall be allocated to LSU Medical Center Shreveport to conduct sickle cell anemia research."

#### AMENDMENT NO. 50

On page 126, between lines 43 and 44, insert the following:

"Payable out of the State General Fund from Tobacco Settlement Revenues for the Maternal and Child Health Home Nurse Visitation Program	\$ 513,021"
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#### AMENDMENT NO. 51

On page 126, delete lines 46 through 49, and insert the following:

"shall be allocated for school-based health services. Of this amount, \$125,000 shall be allocated to Buckeye-Deville Junior High School.

Payable out of the State General Fund (Direct) for the River Region Cancer Screening and Early Detection District created by Act 890 of the 1995 Regular Session of the Legislature	\$ 100,000
---	------------

Payable out of the State General Fund (Direct) for Pediatric Therapy Center to provide services to children with developmental special needs	\$ 75,000
--	-----------

Payable out of the State General Fund (Direct) for maintenance and management of certain public water supplies provided that SB 441 of the 1999 Regular Session is enacted into law	\$ 56,200
---	-----------

Payable out of the State General Fund (Direct) for operating expenses for the Louisiana Child Death Review Panel	\$ 231,000
--	------------

Payable out of the State General Fund (Direct) for the Medical Center for Family Practice Clinic in Alexandria	\$ 300,000"
--	-------------

#### AMENDMENT NO. 52

On page 127, after line 55, insert the following:

"Payable out of the State General Fund (Direct) to establish a central registry of treatment providers for sex offenders provided that SB 440 of the 1999 Regular Session is enacted into law	\$ 35,000
---	-----------

Payable out of Federal Funds to the Community Mental Health Program for a planning grant	\$ 150,000
--	------------

Payable out of the State General Fund (Direct) for a new, more effective atypical medication pilot program as proposed by the Mental Health Coalition	\$ 500,000"
---	-------------

## 54th Day's Proceedings - June 15, 1999

## AMENDMENT NO. 72

On page 176, after line 50, insert the following:

"Payable out of the State General Fund by  
Statutory Dedications from the Commercial  
Fishermen's Economic Assistance Fund \$ 875,000

Provided that this appropriation shall be null and void and of no effect if SB 1038 of the 1999 Regular Session is enacted into law."

AMENDMENT NO. 73

On page 177, between lines 3 and 4, insert the following:

"Payable out of the State General Fund by  
Statutory Dedications from the Saltwater Fishery  
Enforcement Fund, provided that SB 1038 of the  
1999 Regular Session is enacted into law \$ 875,000"

AMENDMENT NO. 74

On page 177, delete lines 50 through 52 in their entirety.

AMENDMENT NO. 75

On page 178, line 6, delete "8,538,108" and insert "6,466,781"

AMENDMENT NO. 76

On page 178, line 12, delete "2,485,894" and insert "4,557,221"

AMENDMENT NO. 77

On page 178, delete lines 21 through 25 in their entirety.

AMENDMENT NO. 78

On page 178, delete lines 47 through 49 in their entirety.

AMENDMENT NO. 79

On page 179, delete lines 1 and 2 in their entirety.

AMENDMENT NO. 80

On page 179, line 5, delete "15,390,251" and insert "15,310,251"

AMENDMENT NO. 81

On page 179, line 30, delete "15,390,251" and insert "15,310,251"

AMENDMENT NO. 82

On page 179, line 37, delete "6,460,270" and insert "6,380,270"

AMENDMENT NO. 83

On page 179, line 41, delete "15,390,251" and insert "15,310,251"

AMENDMENT NO. 84

On page 187, between lines 16 and 17, insert the following:

"Provided, however, that no State General Funds appropriated in this Schedule for the support of student financial aid office activities at state universities shall be available for expenditure until approved for such purpose by the Joint Legislative Committee on the Budget."

AMENDMENT NO. 85

On page 187, line 19, delete "71,280,589" and insert "66,280,589"

AMENDMENT NO. 86

On page 187, line 53, delete "71,280,589" and insert "66,280,589"

AMENDMENT NO. 87

On page 188, line 2, delete "20,821,850" and insert "15,821,850"

AMENDMENT NO. 88

On page 188, line 9, delete "71,280,589" and insert "66,280,589"

AMENDMENT NO. 89

On page 188, line 24, delete "11,000,000" and insert "16,000,000"

AMENDMENT NO. 90

On page 188, between lines 24 and 25, insert the following:

"Payable out of the State General Fund from  
Tobacco Settlement Revenues for endowed  
chairs and professorships \$ 10,000,000"

AMENDMENT NO. 91

On page 188, line 33, delete "5,000,000" and insert "2,000,000"

AMENDMENT NO. 92

On page 188, after line 50, insert the following:

"Payable out of the State General Fund by  
Statutory Dedications from the Higher  
Education Initiatives Fund, Higher Education  
Library and Scientific Equipment Acquisitions  
Account for the purpose of developing and  
implementing a computerized articulation  
system for Louisiana's higher and post-  
secondary education system \$ 150,000"

AMENDMENT NO. 93

On page 189, between lines 12 and 13, insert the following:

"Payable out of the State General Fund from  
Tobacco Settlement Revenues for Medical  
Research Grants \$ 10,000,000

Payable out of the State General Fund (Direct)  
for implementation of the Truancy Assessment  
and Service Center Program as a demonstration  
project in the parishes of Caddo and Jefferson \$ 785,000

Providing that LSU is responsible for all monitoring, assessment and related administrative services and as such are responsible for providing notification to the Department of Education for program approval for release of funds to approved fiscal agents. Funds to be disbursed quarterly on recommendation of LSU, of the total appropriated, \$35,000 shall be transferred to LSU for such purposes."

AMENDMENT NO. 94

On page 190, line 15, delete "821,999,895" and insert "826,180,081"

AMENDMENT NO. 95

# Page 40 HOUSE

54th Day's Proceedings - June 15, 1999

On page 190, line 16, delete "821,999,895" and insert "826,180,081"

## AMENDMENT NO. 96

On page 190, line 21, delete "222,514,353" and insert "226,694,539"

## AMENDMENT NO. 97

On page 190, line 27, delete "821,999,895" and insert "826,180,081"

## AMENDMENT NO. 98

On page 191, line 22, delete "248,339,650" and insert "248,689,650"

## AMENDMENT NO. 99

On page 191, line 24, delete "248,439,650" and insert "248,789,650"

## AMENDMENT NO. 100

On page 191, between lines 24 and 25, insert the following:

### "EXPENDITURES:

Provides for the reversal of the transfer of  
the Forensic Anthropology Enhancement  
Services Lab from the Office of State Police  
to LSU-Baton Rouge

\$ 148,825

TOTAL EXPENDITURES \$ 148,825

### MEANS OF FINANCE:

State General Fund (Direct) \$ 93,125  
State General Fund by:  
Fees and Self-generated Revenues \$ 5,700  
Interagency Transfer \$ 50,000

TOTAL MEANS OF FINANCING \$ 148,825

## AMENDMENT NO. 101

On page 195, line 3, delete "356,188,498" and insert "358,798,684"

## AMENDMENT NO. 102

On page 195, line 5, delete "356,288,498" and insert "358,898,684"

## AMENDMENT NO. 103

On page 196, between lines 28 and 29, insert the following:

"Provided, however, that of the funds appropriated in this Schedule  
for allocation to the LSU Medical Center Shreveport, an amount of  
\$250,000 shall be utilized for the operation of the David Raines  
Community Medical Clinic.

Payable out of the State General Fund (Direct)  
for the expenses of the Tumor Registry \$ 500,000

Payable out of the State General Fund (Direct)  
for LSU Medical Center Shreveport for the  
Kidney Care Program \$ 400,000

## AMENDMENT NO. 104

On page 199, line 14, delete "9,374,681" and insert "10,594,681"

## AMENDMENT NO. 105

On page 199, line 16, delete "9,474,681" and insert "10,694,681"

## AMENDMENT NO. 106

On page 213, line 31, delete "13,582" and insert "15,062"

## AMENDMENT NO. 107

On page 214, line 42, delete "15,062" and insert "13,582"

## AMENDMENT NO. 108

On page 215, line 21, delete "209,761,738" and insert "209,553,798"

## AMENDMENT NO. 109

On page 215, line 22, delete "(43)" and insert "(40)"

## AMENDMENT NO. 110

On page 215, line 23, delete "209,761,738" and insert "209,553,798"

## AMENDMENT NO. 111

On page 215, line 31, delete "36,141,605" and insert "35,933,665"

## AMENDMENT NO. 112

On page 215, line 32, delete "209,761,738" and insert "209,553,798"

## AMENDMENT NO. 113

On page 215, between lines 36 and 37, insert the following:

"Provided, however, that all salaries for administrative staff for the  
Board of Supervisors of Community and Technical Colleges shall be  
reviewed and approved by the Joint Legislative Committee on the  
Budget prior to implementation."

## AMENDMENT NO. 114

On page 215, line 39, delete "38,696,260" and insert "38,488,320"

## AMENDMENT NO. 115

On page 216, line 42, after the word "Regents", delete the remainder  
of the line

## AMENDMENT NO. 116

On page 216, line 43, delete the words "and the Joint Legislative  
Committee on the Budget"

## AMENDMENT NO. 117

On page 222, between lines 23 and 24, insert the following:

"Payable out of the State General Fund (Direct)  
for the funding of Education and General  
Expenditures at River Parishes Community College \$ 910,000"

## AMENDMENT NO. 118

On page 222, delete lines 24 through 54, and delete pages 223  
through 263, and insert the following:

"State General Fund	Total Financing
------------------------	--------------------

Louisiana Technical Colleges



Education and General		
Expenditures	\$ 68,652,294	\$ 98,692,649
Auxillary Account	\$ 0	\$ 3,231,400
Total	<u>\$ 68,652,294</u>	<u>\$ 101,924,049</u>

The Board shall submit performance indicators for the system and individual systems no later than August 15, 1999."

#### AMENDMENT NO. 119

On page 269, between lines 12 and 13, insert the following:

"Payable out of the State General Fund by  
Interagency Transfers for an inflationary  
adjustment \$ 19,984"

#### AMENDMENT NO. 120

On page 271, line 30, delete "88,567,962" and insert "85,567,962"

#### AMENDMENT NO. 121

On page 272, line 13, delete "116,850,889" and insert "113,850,889"

#### AMENDMENT NO. 122

On page 272, line 15, delete "87,703,911" and insert "84,703,911"

#### AMENDMENT NO. 123

On page 272, line 24, delete "116,850,889" and insert "113,850,889"

#### AMENDMENT NO. 124

On page 279, at the end of line 7, delete "23,384,326" and insert "23,934,326"

#### AMENDMENT NO. 125

On page 281, at the end of line 16, delete "67,143,753" and insert "67,693,753"

#### AMENDMENT NO. 126

On page 281, at the end of line 18, delete "33,447,319" and insert "33,997,319"

#### AMENDMENT NO. 127

On page 281, at the end of line 26, delete "67,143,753" and insert "67,693,753"

#### AMENDMENT NO. 128

On page 285, at the end of line 1, delete "51,400,432" and insert "50,850,432"

#### AMENDMENT NO. 129

On page 286, at the end of line 23, delete "726,137,104" and insert "725,587,104"

#### AMENDMENT NO. 130

On page 286, at the end of line 25, delete "75,361,870" and insert "74,811,870"

#### AMENDMENT NO. 131

On page 286, at the end of line 29, delete "726,137,104" and insert "725,587,104"

#### AMENDMENT NO. 132

On page 287, between lines 22 and 23, insert the following:

"Provided, however, that of the State General Fund (Direct) appropriated herein, the amount of \$270,000 allocated for the Milane education program shall be transferred to Schedule 01-100 and the Milane education program shall be administered through the Governor's Office of Urban Affairs and Development.

Payable out of the State General Fund (Direct) for the New Orleans YMCA Literacy Program	\$ 25,000
---	-----------

Payable out of the State General Fund (Direct) for the Spanish Arts Program at Cervantes Foundation Hispano-Americana de Arte	\$ 45,000
---	-----------

Payable out of the State General Fund (Direct), in the form of a loan, for start-up costs for Baker Independent School District	\$ 400,000
---	------------

Payable out of the State General Fund (Direct) for the Volunteer Instructors Teaching Adults "VITA"	\$ 200,000"
---	-------------

#### AMENDMENT NO. 133

On page 288, between lines 18 and 19, insert the following:

"Payable out of the State General Fund (Direct) for the Minimum Foundation Program provided that the Board of Elementary and Secondary Education submits and the legislature approves a new formula for funding of the Minimum Foundation Program which provides for an adjustment for the reduction in school system retirement contribution costs which when combined with the appropriations contained in this Act will attain full funding of the formula

19,000,000"	\$
-------------	----

#### AMENDMENT NO. 134

On page 294, between lines 8 and 9, insert the following:

"Payable out of the State General Fund (Direct) for the New Orleans Health Corporation, for three clinics	\$ 600,000
---	------------

Payable out of the State General Fund from Tobacco Settlement Revenues for the Compre- hensive Care Clinic and Diabetic Foot Clinic	\$ 969,878"
---	-------------

#### AMENDMENT NO. 135

On page 294, between lines 27 and 28, insert the following:

"Payable out of the State General Fund (Direct) for building rent funding	\$ 17,611"
--	------------

#### AMENDMENT NO. 136

On page 299, on line 1, delete "512,500" and insert "850,000"

#### AMENDMENT NO. 137

## Page 42 HOUSE

54th Day's Proceedings - June 15, 1999

On page 299, on line 17, delete "27,884,544" and insert "28,222,044"

### AMENDMENT NO. 138

On page 301, on line 24, delete "512,500" and insert "850,000"

### AMENDMENT NO. 139

On page 301, on line 52, delete "27,884,544" and insert "28,222,044"

### AMENDMENT NO. 140

On page 305, after line 47, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Washington Parish Infrastructure and Park Fund to the Bogalusa Downtown Development District for infrastructure and landscape \$ 25,000

Payable out of the State General Fund by Statutory Dedications out of the New Orleans Area Tourism and Economic Development to the New Orleans Police Foundation provided that SB 472 of the 1999 Regular Session is enacted into law \$ 300,000

Payable out of the State General Fund by Statutory Dedications out of the Washington Parish Infrastructure and Park Fund for the preservation of records at the Washington Parish Clerk of Court office \$ 86,000

Payable out of the State General Fund by Statutory Dedications out of the Iberia Parish Tourist Commission Fund to the Town of Jeanerette for the Jeanerette Museum \$ 10,000"

### AMENDMENT NO. 141

On page 309, delete lines 13 through 18 in their entirety.

### AMENDMENT NO. 142

On page 309, between lines 23 and 24, insert the following:

"Payable out of the State General Fund (Direct) for the Louisiana Center for the Blind Educational cooperative agreement with Louisiana Tech University and Tulane University to offer instructional courses to instructors in Blind Schools \$ 200,000

Payable out of the State General Fund (Direct) for the Greater Monroe Community Center for Senior Citizens \$ 50,000

Payable out of the State General Fund (Direct) for Lower Algiers Community Center, Operation 2000 and beyond \$ 40,000

Payable out of the State General Fund (Direct) for operating expenses of the Baton Rouge Recreation and Parks Commission \$ 200,000

Payable out of the State General Fund (Direct) for the Louisiana Leadership Institute program development \$ 100,000

Payable out of the State General Fund (Direct) for Reverend Avery Alexander Plaza \$ 50,000

Payable out of the State General Fund (Direct) for Family Life Enhancement of Ouachita \$ 20,000

Payable out of the State General Fund (Direct) for St. Mary Parish governmental complex \$ 100,000

Payable out of the State General Fund (Direct) for the Greater Baton Rouge Food Bank \$ 50,000

Payable out of the State General Fund (Direct) for the Louisiana Center for the Blind at Ruston \$ 200,000

Payable out of the State General Fund (Direct) for the City of Richwood to upgrade police department \$ 30,000

Payable out of the State General Fund (Direct) for Terrebonne Parish governmental complex \$ 100,000

Payable out of the State General Fund (Direct) for Assumption Parish governmental complex \$ 100,000

Payable out of the State General Fund (Direct) for operating expenses associated with the Bunkie Youth Center \$ 150,000

Payable out of the State General Fund (Direct) for Tensas Rosenwald Reunion \$ 50,000"

### AMENDMENT NO. 143

On page 315, between lines 23 and 24, insert the following:

"Payable out of the State General Fund (Direct) for basin research through the Basin Research Institute \$ 200,000"

## **SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 1 by Representative LeBlanc

### AMENDMENT NO. 1

In Amendment No. 118 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 18, delete line 29 and insert the following:

"systems to the Joint Legislative Committee on the Budget and the Division of Administration no later than August 15, 1999."

### AMENDMENT NO. 2

In Amendment No. 93 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999 on page 15, delete lines 30 through 34 in their entirety and insert the following"

"Provided that LSU-Baton Rouge shall be responsible for all monitoring, assessment and related administrative services and as such shall be responsible for providing notification to the Board of Regents for program approval for release of funds to approved fiscal agents. Funds shall be disbursed quarterly on recommendation of LSU-Baton Rouge. Of the total appropriated, \$35,000 shall be transferred to LSU-Baton Rouge for administrative services."

### AMENDMENT NO. 3

In Amendment No. 140 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 21, on line 25, between the words "Development" and "to" insert the word "Fund"

#### AMENDMENT NO. 4

On page 303, delete lines 12 through 14 and insert the following:

"the Monroe-West Monroe Convention and  
Visitors Bureau; and twenty-five percent  
(25%) shall be distributed to the Ouachita  
Enterprise Community \$ 147,000"

#### AMENDMENT NO. 5

In Amendment No. 132 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999 on page 20, line 10, delete the word "Milane" and insert "Milan"

#### AMENDMENT NO. 6

In Amendment No. 132 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999 on page 20, line 11 delete the word "Milane" and insert "Milan"

#### AMENDMENT NO. 7

In Amendment No. 34 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999 on page 6, delete line 32 and insert "On page 70 between lines 8 and 9, insert the following:"

#### AMENDMENT NO. 8

In Amendment No. 28 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999 on page 6, line 1, delete the word "Add" and insert "Provided, however, the T.O. shall be increased by"

#### AMENDMENT NO. 9

In Amendment No. 28 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999 on page 6, line 2, after the word "Trade" insert "."

#### AMENDMENT NO. 10

In Amendment No. 26 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999 on page 4, delete lines 25-29, and insert "provided, however, the T.O. shall be increased by 145."

#### AMENDMENT NO. 11

On page 127, delete lines 54 through 55, and insert the following:

"Health Program for state mental health clinics  
directly operated by the Office of Mental Health \$  
3,700,000"

#### AMENDMENT NO. 12

In Amendment No. 72 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 12, line 18, delete "875,000" and insert "775,000"

### **SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hainkel to Reengrossed House

Bill No. 1 by Representative LeBlanc

#### AMENDMENT NO. 1

In Senate Committee Amendment No. 18 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 3, delete lines 19 through 24, and insert the following:

"The commissioner of administration shall reduce general fund appropriations in this Schedule by \$100,000 which would have been utilized for attorney salary increases."

#### AMENDMENT NO. 2

In Senate Committee Amendment No. 35 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 7, delete lines 6 through 11.

#### AMENDMENT NO. 3

Delete Senate Committee Amendment No. 43 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999.

#### AMENDMENT NO. 4

In Amendment No. 46 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 9, delete lines 6 through 13, and insert the following:

"Provided that with regard to the reimbursement of providers contained in this Schedule, reimbursement to providers of inpatient hospital services (except small rural hospitals as defined in Act 1485 of 1997 as amended) for dually eligible recipients of Medicare and Medicaid shall be equal to or no greater than the Medicaid Maximum Allowable reimbursement for the recipient's inpatient stay. Such action shall be in accordance with provisions contained in Section 4717 of the Balanced Budget Act of 1997 as enacted by the United States Congress."

#### AMENDMENT NO. 5

Delete Senate Committee Amendment No. 50 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999.

#### AMENDMENT NO. 6

In Senate Committee Amendment No. 51 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 10, delete lines 14 through 16.

#### AMENDMENT NO. 7

Delete Senate Committee Amendment Number 84 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999.

#### AMENDMENT NO. 8

In Senate Committee Amendment No. 93 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 15, delete line 25, and insert:

"Research Grants that support clinical and  
laboratory research efforts based in Louisiana  
Universities, institutions represented in the  
Medical Education Commission as provided  
in R.S. 17:1519.8, and research institutes  
established before June 1, 1999, within level  
three regional hospitals \$ 10,000,000"

## Page 44 HOUSE

54th Day's Proceedings - June 15, 1999

### AMENDMENT NO. 9

In Senate Committee Amendment No. 103 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 17, delete lines 6 and 7.

### AMENDMENT NO. 10

In Senate Committee Amendment No. 134 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 21, delete lines 1 through 3.

### AMENDMENT NO. 11

In Senate Committee Amendment No. 142 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 22, delete lines 26 and 27.

### AMENDMENT NO. 12

In Senate Committee Amendment No. 142 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 23, delete lines 6 and 7.

### AMENDMENT NO. 13

In Senate Committee Amendment No. 142 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 22, delete lines 30 and 31.

### AMENDMENT NO. 14

In Senate Committee Amendment No. 142 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 22, delete lines 35 and 36.

### AMENDMENT NO. 15

In Senate Committee Amendment No. 142 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 23, delete lines 1 and 2.

### AMENDMENT NO. 16

On page 28, after line 44, insert the following:

"Payable out of the State General Fund (Direct) for expenses related to non-emergency state active duty	\$ 45,000"
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### AMENDMENT NO. 17

On page 63, line 27, delete "entry-level"

### AMENDMENT NO. 18

On page 65, between lines 28 and 29, insert the following:

"Payable out of the State General Fund (Direct) to the Commissioner of the Port of New Orleans for economic and cultural development	\$ 200,000"
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### AMENDMENT NO. 19

On page 104, between lines 17 and 18, insert the following:

"Provided that the commissioner of administration shall reduce the State General Fund (Direct) appropriation in this Schedule by \$1,200,000, and shall increase State General Fund by Statutory

Dedications from the Riverboat Gaming Enforcement Fund by \$1,200,000."

### AMENDMENT NO. 20

On page 115, line 41, delete the figure "382,364,800" and insert the figure "377,366,826"

### AMENDMENT NO. 21

On page 116, line 22, delete the figure "2,948,616,901" and insert the figure "2,943,618,927"

### AMENDMENT NO. 22

On page 116, line 24, delete the figure "779,781,360" and insert the figure "778,298,461"

### AMENDMENT NO. 23

On page 116, line 30, delete the figure "2,084,132,562" and insert the figure "2,080,617,487"

### AMENDMENT NO. 24

On page 116, line 31, delete the figure "2,948,616,901" and insert the figure "2,943,618,927"

### AMENDMENT NO. 25

On page 120, between lines 18 and 19, insert the following:

"EXPENDITURES:	
Payments to Public Providers	\$ 4,997,974
TOTAL EXPENDITURES	\$ 4,997,974

### MEANS OF FINANCE:

State General Fund from Tobacco	
Settlement Revenues	\$ 1,482,899
Federal Funds	\$ 3,515,075

TOTAL MEANS OF FINANCING	\$ 4,997,974"
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### AMENDMENT NO. 26

On page 126, delete lines 38 through 41, and insert the following:

"Payable out of the State General Fund from Tobacco Settlement Revenues for a smoking prevention program which shall include community collaboration programs, counter-marketing efforts, partnership grants, cessation and evaluation to be approved by the Joint Legislative Committee on the Budget	\$ 3,000,000"
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### AMENDMENT NO. 27

On page 148, line 25, delete the figure "203,599,743" and insert the figure "201,999,743"

### AMENDMENT NO. 28

On page 150, line 20, delete the figure "226,346,562" and insert the figure "224,746,562"

### AMENDMENT NO. 29

On page 150, line 29, delete the figure "137,041,135" and insert the

figure "135,441,135"

#### AMENDMENT NO. 30

On page 150, line 30, delete the figure "226,346,562" and insert the figure "224,746,562"

#### AMENDMENT NO. 31

On page 150, between lines 38 and 39, insert the following:

"Payable out of the State General Fund (Direct)  
for the Martin Luther King Homemaker Center      \$      87,000"

#### AMENDMENT NO. 32

On page 162, line 5, delete the figure "2,090,054" and insert the figure "1,689,024"

#### AMENDMENT NO. 33

On page 162, line 15, delete the figure "2,090,054" and insert the figure "1,689,024"

#### AMENDMENT NO. 34

On page 162, delete line 19 in its entirety, and insert the following:

"Fees and Self-generated Revenues from prior  
and current year collections      \$    1,564,024"

#### AMENDMENT NO. 35

On page 162, line 20, delete the figure "2,090,054" and insert the figure "1,689,024"

#### AMENDMENT NO. 36

On page 173, after line 49, insert the following:

"Provided, however, in the event HB 1651 is enacted into law, the Department of Labor is appropriated \$44,000,000 in State General Fund by Statutory Dedications from the Incumbent Worker Training Fund to be used for training individuals across the state of Louisiana in various job capacities and \$3,000,000 in State General Fund by Statutory Dedications for administration in the Office of Workforce Development/Job Training Program.

Provided, however, in the event HB 553 is enacted into law the Department of Labor shall be appropriated \$3,234,370 Federal Reed Act funding to be used for improvements of departmental facilities and for unemployment compensation laws in the Office of Workforce Development/Management and Finance Program."

#### AMENDMENT NO. 37

On page 188, after line 50, insert the following:

"Payable out of the State General Fund (Direct)  
for the current operations of public higher  
education entities to be allocated by the manage-  
ment boards for distribution to the institutions  
of higher education in accordance with a plan  
to be adopted by the Board of Regents      \$      200,000"

#### AMENDMENT NO. 38

On page 215, delete lines 41 through 45, and insert the following:

**"Role, Scope, and Mission Statement:** *The mission of the Louisiana Technical College System is to provide the residents of Louisiana with quality instructional curricula which will enhance both their personal and job skills development, resulting in skilled employees for business and industry while contributing to the productive resources of the nation. Each campus strives to meet its goal of providing a well-trained and credentialed workforce necessary to support economic development, to provide all citizens the training necessary to support economic development, to provide all citizens the training necessary for immediate or future employment opportunities, and to provide for life-long learning opportunities.*

#### **General Performance Information:**

1999-2000

Cumulative enrollment (total students served)	54,965
Enrollment in preparatory programs	29,868
Enrollment in short-term programs	25,097
FTEs	17,178
Completers	16,338
Placements	11,544"

#### AMENDMENT NO. 39

On page 287, between lines 22 and 23, insert the following:

"Payable out of the State General Fund (Direct)  
for educational programs for at-risk students in  
Bienville, Bossier, Webster, and Claiborne  
parishes      \$    250,000"

#### AMENDMENT NO. 40

On page 293, after line 55, insert the following:

"Payable out of the State General Fund (Direct)  
for the expenses of the Tumor Registry      \$    500,000"

#### AMENDMENT NO. 41

On page 299, delete line 12.

#### AMENDMENT NO. 42

On page 299, line 17, delete the figure "27,884,544" and insert the figure "27,877,544"

#### AMENDMENT NO. 43

On page 301, delete lines 42 and 43.

#### AMENDMENT NO. 44

On page 301, line 52, delete the figure "27,884,544" and insert the figure "27,877,544"

#### AMENDMENT NO. 45

On page 321, delete lines 1 through 2.

#### AMENDMENT NO. 46

On page 321, line 3, delete the words "Section 19." and insert the words "Section 18."

### **SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 1 by Representative LeBlanc

#### AMENDMENT NO. 1

In Senate Committee Amendments proposed by the Senate

## Page 46 HOUSE

54th Day's Proceedings - June 15, 1999

Committee on Finance and adopted by the Senate on June 9, 1999, on page 8, after line 24, insert the following:

"Provided that in this Schedule, payments for prescription drugs shall be limited by amending the Estimated Acquisition Cost formula from Average Wholesale Price (AWP) minus 10.5 percent for independent pharmacies and 13.5 percent for chain pharmacies. Chain pharmacies are defined as five or more Medicaid enrolled pharmacies under common ownership; all other Medicaid enrolled pharmacies are defined as independent pharmacies."

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 1 by Representative LeBlanc

#### AMENDMENT NO. 1

Delete Senate Floor Amendment No. 10 in the set referenced No. 903, proposed by Senator Hainkel and adopted by the Senate on June 11, 1999

#### AMENDMENT NO. 2

In Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, in Amendment No. 26, on page 4, line 25, delete "Amendment will" and insert "The commissioner of administration shall" and at the end of line 29, insert a period "."

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Reengrossed House Bill No. 1 by Representative LeBlanc

#### AMENDMENT NO. 1

On page 61, between lines 18 and 19, insert the following:

"Payable out of the State General Fund by Statutory Dedication from the Agents' Market Conduct Fund for implementation, including positions (13), in the event Senate Bill No. 1103 or House Bill No. 2269 of the 1999 Regular Session is enacted into law, relative to insurance market conduct activity of agents and agencies \$ 895,406"

#### AMENDMENT NO. 2

On page 61, between lines 18 and 19, insert the following:

"Payable out of the State General Fund by Fees and Self-generated Revenues for implementation, including positions(6), in the event House Bill No. 2083 of the 1999 Regular Session is enacted into law, relative to health insurance - medical necessity determinations \$ 160,685"

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Reengrossed House Bill No. 1 by Representative LeBlanc

#### AMENDMENT NO. 1

In Senate Committee Amendment No 23 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 4, line 8, after "law" insert ", provided however that \$350,000 shall be allocated to LSU for fire ant research"

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Reengrossed House Bill No. 1 by Representative LeBlanc

#### AMENDMENT NO. 1

In Senate Committee Amendment No. 28 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 6, line 2, after "Trade" insert ", provided that \$50,000 is paid to the Greater Monroe Community Center for Senior Citizens as follows: \$25,000 from Delhi and \$25,000 from Rayville"

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Reengrossed House Bill No. 1 by Representative LeBlanc

#### AMENDMENT NO. 1

In Amendment No. 46 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999 on page 9, between lines 20 and 21, insert the following:

#### "EXPENDITURES:

To provide funding at 100% of allowable costs to rural hospitals for outpatient services rendered to medicaid eligible recipients out of savings pursuant to implementation of House Bill No. 925 \$ 1,002,680

TOTAL EXPENDITURES \$ 1,002,680

#### MEANS OF FINANCE:

State General Fund (Direct) \$ 297,495  
Federal Funds \$ 705,185

TOTAL MEANS OF FINANCING \$ 1,002,680

Provided that House Bill 925 of the 1999 Regular Session of the Legislature becomes law and is implemented."

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Hines and Landry to Reengrossed House Bill No. 1 by Representative LeBlanc

#### AMENDMENT NO. 1

In Senate Committee Amendment No. 46 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, delete lines 14 through 20

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 1 by Representative LeBlanc

#### AMENDMENT NO. 1

On page 65, between lines 22 and 23 insert the following:

"Provided, however, that of the funds appropriated above, \$75,000 shall be allocated for Macon Ridge Economic Development Region, Inc."

#### AMENDMENT NO. 2

On page 65, between lines 28 and 29, insert the following:

"Provided, however, that of the funds appropriated above, \$25,000 shall be allocated for Macon Ridge Economic Development Region, Inc."

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 1 by Representative LeBlanc

##### AMENDMENT NO. 1

On page 116, between lines 43 and 44, insert the following:

"Provided, however, that any surplus funds for FY 1999-00 within the Medical Vendor Program, shall be allowed to pay any outstanding private provider cost settlements after rural hospitals are reimbursed one hundred percent for uncompensated costs."

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Jones and Cox to Reengrossed House Bill No. 1 by Representative LeBlanc

##### AMENDMENT NO. 1

On page 126, after line 49, insert the following:

"Provided, however, that of the \$700,000 appropriated to the Office of Public Health for Sickle Cell Anemia, the following organizations shall receive funds appropriated in the amount of \$100,000 each: Northwest Sickle Cell Anemia Clinic, Northeast Louisiana Sickle Cell Foundation, Helping Hands, Inc. - Sickle Cell Anemia Resources Center, Alexandria Sickle Cell Program, New Orleans Sickle Cell Anemia Program, Baton Rouge Sickle Cell Foundation, and Bayou Comprehensive Health Foundation, Ltd."

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 1 by Representative LeBlanc

##### AMENDMENT NO. 1

On page 187, line 19, delete the figure "71,280,589" and insert the figure "69,780,589"

##### AMENDMENT NO. 2

On page 187, line 53, delete the figure "71,280,589" and insert the figure "69,780,589"

##### AMENDMENT NO. 3

On page 188, line 1, delete the figure "20,821,850" and insert the figure "19,321,850"

##### AMENDMENT NO. 4

On page 188, line 9, delete the figure "71,280,589" and insert the figure "69,780,589"

##### AMENDMENT NO. 5

On page 189, between lines 12 and 13, insert the following:

"Payable out of the State General Fund (Direct)  
for the Distant Learning and the Telemedicine  
Program for rural health care \$ 1,500,000"

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Hines and Landry to Reengrossed House Bill No. 1 by Representative LeBlanc

##### AMENDMENT NO. 1

In Senate Committee Amendment No. 93 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 15, line 34, after "purposes" insert "provided, however, that of the \$10,000,000 appropriated, \$1,000,000 shall be used for cessation and prevention of smoking programs"

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Hainkel and Hines to Reengrossed House Bill No. 1 by Representative LeBlanc

##### AMENDMENT NO. 1

On page 281, after line 43, insert the following:

"Notwithstanding any law to the contrary, the Superintendent of Education may transfer up to \$2,500,000 in the aggregate in the State Department of Education's schedules from one budget unit to any other budget unit within the department. Any transfers between budget units exceeding this amount must receive the approval of the Commissioner of Administration and the Joint Legislative Committee on the Budget. The Superintendent shall provide written notice to the Joint Legislative Committee on the Budget of any funds transferred between budget units for which approval by the committee is not necessary."

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 1 by Representative LeBlanc

##### AMENDMENT NO. 1

On page 289, delete line 31 and insert, in lieu thereof, "19-699 Special Districts"

##### AMENDMENT NO. 2

On page 289, delete line 33 and insert, in lieu thereof, "Administration -Authorized Positions (15) \$1,419,032"

##### AMENDMENT NO. 3

On page 290 delete line 5 and insert, in lieu thereof, "Special School District #1 Instruction - Authorized Positions (284) \$414,124,002"

##### AMENDMENT NO. 4

On page 290, between lines 49 and 50, insert "Special School District #2 Instruction - Authorized Positions (99) \$4,612,000"

##### AMENDMENT NO. 5

On page 290, line 52, delete "\$10,280,627 " and insert, in lieu thereof "\$20,155,034"

##### AMENDMENT NO. 6

On page 290, line 52, delete "\$10,280,627" and insert, in lieu thereof, "\$15,352,377"

##### AMENDMENT NO. 7

## Page 48 HOUSE

54th Day's Proceedings - June 15, 1999

On page 290, line 55, delete "\$15,038,284" and insert, in lieu thereof, "\$20,155,034"

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Reengrossed House Bill No. 1 by Representative LeBlanc

#### AMENDMENT NO. 1

On page 305, delete lines 41 through 47 in their entirety.

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Reengrossed House Bill No. 1 by Representative LeBlanc

#### AMENDMENT NO. 1

In Senate Committee Amendment No. 140 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 21, delete lines 23 through 27

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 1 by Representative LeBlanc

#### AMENDMENT NO. 1

In Senate Committee Amendment No. 142 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, page 22, line 29, delete the figure "50,000" and insert the figure "150,000"

#### AMENDMENT NO. 2

On page 23, delete lines 24 through 26.

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 1 by Representative LeBlanc

#### AMENDMENT NO. 1

In Senate Committee Amendment No. 142 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 22, line 21, delete the figure "100,000" and insert "200,000"

Rep. LeBlanc moved that the amendments proposed by the Senate be rejected.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander	Hammett	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann

Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Denville	Long	Toomy
DeWitt	Marionneau	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright

Total—99

NAYS

Total—0

ABSENT

Heaton	Romero
Mitchell	Strain
Total—4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

### Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1: Reps. LeBlanc, Downer, and DeWitt.

### Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended in order to take up Petitions, Memorials and Communications at this time.

### Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

### Message from the Senate

#### HOUSE BILLS

June 15, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 2



Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Suspension of the Rules**

On motion of Rep. Alario, the rules were suspended in order to take up House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

### **House Bills and Joint Resolutions Returned from the Senate with Amendments**

Rep. Alario asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just returned from the Senate with amendments with a view of acting on the same:

#### **HOUSE BILL NO. 2—**

BY REPRESENTATIVES ALARIO, LEBLANC, DOWNER, AND  
THOMPSON AND SENATORS BARHAM AND HAINKEL  
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

### **SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Re-Reengrossed House Bill No. 2 by Representative Alario

#### **AMENDMENT NO. 1**

On page 2, delete lines 14 and 15, and insert the following:

"have been committed or received."

#### **AMENDMENT NO. 2**

On page 16, between lines 42 and 43, insert the following:

"(40) State Archives Building Renovation and  
Addition, Planning  
(East Baton Rouge)  
Payable from General Obligation Bonds  
Priority 2 \$ 400,000"

#### **AMENDMENT NO. 3**

On page 19, between lines 30 and 31, insert the following:

"(45) Wedell-Williams/Cypress Sawmill,  
Branch State Museum  
(St. Mary)  
Payable from General Obligation Bonds  
Priority 2 \$ 215,000  
Priority 5 \$ 2,410,000  
Total \$ 2,625,000"

#### **AMENDMENT NO. 4**

On page 20, between lines 34 and 35, insert the following:

"(49) Bogue Chitto State Park, Planning and  
Construction  
(Washington)  
Payable from General Obligation Bonds  
Priority 2 \$ 175,000"

#### **AMENDMENT NO. 5**

On page 21, between lines 29 and 30, insert the following:

"(63) Palmetto Island State Park - Development  
(Vermilion)  
Payable from General Obligation Bonds  
Priority 2 \$ 100,000"

#### **AMENDMENT NO. 6**

On page 24, delete lines 32 through 36, and insert the following:

"to LA Highway 300 (Bayou Road), and  
Improvements to LA Highway 46  
Construction, Right of Way and Utilities  
(St. Bernard)  
Payable from General Obligation Bonds  
Priority 2 \$ 2,000,000

Provided, however, that \$500,000 of Priority 2 funding shall be used to extend the turning lane construction on LA Highway 46 to two blocks below Archbishop Hannan Boulevard to Trist School."

#### **AMENDMENT NO. 7**

On page 28, delete line 34, and insert the following:

"Priority 2 \$ 2,300,000  
Priority 5 \$ 2,300,000  
Total \$ 4,600,000"

#### **AMENDMENT NO. 8**

On page 31, between lines 23 and 24, insert the following:

"(797) Southeast Louisiana Urban Flood  
Control Regional Project,  
Planning and Construction  
(Project Requires 75% Federal / 25%  
Non-Federal Match, With the Non-Federal  
Match Consisting of a Minimum 5% Cash)  
(Jefferson, Orleans, St. Tammany)  
Payable from General Obligation Bonds  
Priority 2 \$ 2,000,000  
Priority 4 \$ 50,000,000  
Priority 5 \$ 12,000,000  
Total \$ \$64,000,000"

#### **AMENDMENT NO. 9**

On page 31, between lines 23 and 24, insert the following:

"(R) (818) Comite River Diversion Canal  
(\$82,700,000 Federal Match)  
(Non-Federal Match will be 70/30 Percent  
State/Local) (\$17,500,000 Local Match)  
(East Baton Rouge)  
Payable from General Obligation Bonds

# Page 50 HOUSE

54th Day's Proceedings - June 15, 1999

Priority 1	\$ 1,500,000
Priority 2	\$ 800,000
Priority 5	\$ 38,150,000
Total	<u>\$ 40,450,000</u>

## AMENDMENT NO. 10

On page 37, delete lines 23 and 24, and insert the following:

"Priority 2	\$485,000
Total	<u>\$720,000</u>

## AMENDMENT NO. 11

On page 38, delete line 10, and insert the following:

"Priority 2	<u>\$720,000</u> "
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## AMENDMENT NO. 12

On page 38, delete line 41, and insert the following:

"Priority 2	<u>\$720,000</u> "
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## AMENDMENT NO. 13

On page 40, delete line 42, and insert the following:

"Payable from Revenue Bonds	\$ 50,000,000
Payable from General Obligation Bonds	
Priority 2	\$ 1,000,000
Priority 5	\$ 2,060,000
Total	<u>\$ 53,060,000</u> "

## AMENDMENT NO. 14

On page 45, between lines 36 and 37, insert the following:

"Provided, however, that \$600,000 in Priority 2 shall be used for the Marshfield Boat Landing in Iberia Parish."

## AMENDMENT NO. 15

On page 46, delete line 6, and insert the following:

"Priority 2	\$ 2,000,000
Priority 5	\$ 8,050,000
Total	<u>\$10,050,000</u> "

## AMENDMENT NO. 16

On page 46, after line 36, insert the following:

### **"16/514 OFFICE OF FISHERIES**

(366) Lake Martin Road and Rookery Road Hardsurfacing (St. Martin) Payable from General Obligation Bonds Priority 2	<u>\$ 450,000"</u>
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## AMENDMENT NO. 17

On page 48, delete line 41, and insert the following:

"Priority 2	<u>\$1,470,000</u> "
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## AMENDMENT NO. 18

On page 52, after line 38, insert the following:

"( ) Alcohol Abuse and Drug Detoxification Center, Planning and Construction (Caddo) Payable from General Obligation Bonds Priority 2	\$ 200,000
Priority 3	\$ 1,000,000
Priority 5	\$ 300,000
Total	<u>\$ 1,500,000"</u>

## AMENDMENT NO. 19

On page 55, delete line 32, and insert the following:

"Priority 2	<u>\$ 5,590,000"</u>
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## AMENDMENT NO. 20

On page 58, delete lines 33 and 34, and insert the following:

"Priority 2	\$ 1,200,000
Total	<u>\$ 8,170,000"</u>

## AMENDMENT NO. 21

On page 61, delete lines 3 through 6, and insert the following:

"Payable from Revenue Bonds	\$ 5,040,000
Payable from General Obligation Bonds	
Priority 2	\$ 800,000
Priority 5	\$ 1,660,000
Total	<u>\$ 7,500,000"</u>

## AMENDMENT NO. 22

On page 62, delete lines 33 and 34, and insert the following:

"Priority 2	\$ 1,605,000
Priority 5	<u>\$ 5,560,000"</u>

## AMENDMENT NO. 23

On page 64, delete lines 22 and 23, and insert the following:

"Priority 5	\$ 3,155,000
Total	<u>\$ 3,355,000"</u>

## AMENDMENT NO. 24

On page 64, between lines 36 and 37, insert the following:

### **"19/645 SOUTH LOUISIANA COMMUNITY COLLEGE**

( ) Capital Improvements and Acquisitions (Acadia, Evangeline, Iberia, Lafayette, St. Landry, St. Martin, St. Mary, Vermilion) Payable from General Obligation Bonds Priority 2	<u>\$ 1,500,000"</u>
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## AMENDMENT NO. 25

On page 64, between lines 36 and 37, insert the following:

### **"19/646 RIVER PARISHES COMMUNITY COLLEGE**

( ) Acquisition of Equipment and Library Resources  
(Ascension)  
Payable from General Obligation Bonds

Priority 2 \$ 700,000"

**AMENDMENT NO. 26**

On page 66, between lines 41 and 42, insert the following:

"(870) Covered Pavilion for Bunkie Youth Center,  
Planning and Construction  
(Avoyelles)  
Payable from General Obligation Bonds  
Priority 2 \$ 250,000"

**AMENDMENT NO. 27**

On page 67, between lines 6 and 7, insert the following:

**"19/720 ASCENSION TECHNICAL COLLEGE**

(901) Building Addition, Construction and  
Equipment  
(Ascension)  
Payable from General Obligation Bonds  
Priority 2 \$1,785,000  
Priority 5 \$1,805,000  
Total \$3,590,000"

**AMENDMENT NO. 28**

On page 67, between lines 28 and 29, insert the following:

**"19/762 HUEY P. LONG TECHNICAL INSTITUTE/COLLEGE**

(941) New Site/Plant, Planning  
and Construction  
(Winn)  
Payable from General Obligation Bonds  
Priority 3 \$ 5,110,000 "

**AMENDMENT NO. 29**

On page 69, between lines 12 and 13, insert the following:

**"36/L10 ORLEANS LEVEE DISTRICT**

( ) Feasibility Analysis and Master Plan for  
A System of Recreational Facilities for the  
Physically Challenged Residents of the City  
of New Orleans  
(Orleans)  
Payable from General Obligation Bonds  
Priority 2 \$ 500,000"

**AMENDMENT NO. 30**

On page 69, between lines 12 and 13, insert the following:

**"36/L10 ORLEANS LEVEE DISTRICT**

(519) Seabrook Park Boat Launch Repairs  
and Improvements  
(\$311,875 Non-State Match)  
(Orleans)  
Payable from General Obligation Bonds  
Priority 5 \$ 540,000"

**AMENDMENT NO. 31**

On page 69, between lines 35 and 36, insert the following:

**"36/P04 CADD0-BOSSIER PORT COMMISSION**

(1307) Beaird Industries Rail Spur, Land  
Acquisition, Planning and Construction  
(\$1,500,000 Local Match)  
(Caddo)  
Payable from General Obligation Bonds  
Priority 2 \$ 1,000,000"

**AMENDMENT NO. 32**

On page 70, between lines 15 and 16, insert the following:

"(536) Port of Iberia Marina And Bulkhead  
Improvements, Planning and Construction  
(\$445,000 Local Match)  
(Iberia)  
Payable from General Obligation Bonds  
Priority 2 \$ 45,000  
Priority 5 \$ 400,000  
Total \$ 445,000"

**AMENDMENT NO. 33**

On page 70, delete lines 16 and 17 and insert the following:

"(R) (1180) Waterfront Expansion, Planning,  
Construction and Port Master Plan, Site  
Stabilization, Right of Way and Utilities,  
Construction of Buildings, Including Fabrication  
Buildings and/or Equipment Maintenance  
Buildings, Docking Stations, and Fencing  
(\$2,000,000 Local Match)"

**AMENDMENT NO. 34**

On page 71, between lines 22 and 23, insert the following:

"(\$43,200,000 Local and Other Match) "

**AMENDMENT NO. 35**

On page 71, delete lines 32 and 33, and insert the following:

"Payable from the balance of General  
Obligation Bond proceeds previously  
allocated under the authority of Act 28  
of 1997 for Port Industrial Park East,  
Planning and Construction (\$4,900,000  
Local Match) (Calcasieu) for Port of  
Lake Charles \$ 42,967  
Payable from General Obligation Bonds  
Priority 1 \$ 4,750,000  
Total \$ 4,792,967 "

**AMENDMENT NO. 36**

On page 72, delete lines 30 through 37

**AMENDMENT NO. 37**

On page 73, delete lines 7 through 14

**AMENDMENT NO. 38**

On page 73, after line 6, insert the following:

"(980) Parish Governmental Complex  
Planning and Construction

# Page 52 HOUSE

54th Day's Proceedings - June 15, 1999

(\$3,150,000 Local Match)	
(Ascension)	
Payable from General Obligation Bond	
Priority 2	\$ 315,000
Priority 5	\$ 2,835,000
Total	\$ 3,150,000"

## AMENDMENT NO. 39

On page 73, between lines 14 and 15, insert the following:

"(1335) Infrastructure Improvements for  
Lamar-Dixon Expo Center Arena and  
Exposition Center, Planning and  
Construction  
    (\$3,000,000 Local Match)  
    (Ascension)  
    Payable from General Obligation Bonds  
    Priority 5

	\$ 3,000,000"
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## AMENDMENT NO. 40

On page 73, between lines 27 and 28, insert the following:

"(553) Beauregard Parish DeRidder By-pass,  
Final Planning and Construction, Rights-of-Way  
and Utilities  
(Beauregard)  
Payable from General Obligation Bonds  
    Priority 2

	\$ 500,000
Priority 3	\$ 500,000
Total	\$ 1,000,000"

## AMENDMENT NO. 41

On page 74, delete line 46 and insert the following:

"Priority 1	\$ 6,500,000
Priority 5	\$ 500,000
Total	\$ 7,000,000"

## AMENDMENT NO. 42

On page 75, delete lines 14 through 25

## AMENDMENT NO. 43

On page 75, delete lines 27 through 31

## AMENDMENT NO. 44

On page 75, delete lines 34 through 36, and insert the following:

"(Local Match Required)  
(DeSoto)  
Payable from General Obligation Bonds  
Priority 5

	\$ 290,000"
--	-------------

## AMENDMENT NO. 45

On page 75, delete line 41, and insert the following:

"Priority 2	\$ 140,000
Priority 5	\$ 1,260,000
Total	\$ 1,400,000"

## AMENDMENT NO. 46

On page 76, delete and insert the following:

"Priority 5	\$ 160,000"
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## AMENDMENT NO. 47

On page 76, delete lines 9 through 11, and insert the following:

"(Local Match Required)  
(DeSoto)  
Payable from General Obligation Bonds  
Priority 5

	\$ 105,000"
--	-------------

## AMENDMENT NO. 48

On page 76, between lines 25 and 26, insert the following:

"(573) THINK of Franklin, Inc., Aquisition of  
Computers  
(Franklin)  
Payable from the balance of General Obligation  
Bond proceeds previously allocated under the  
authority of Act 45 of 1994 for Office of  
Fisheries Spanish Lake Wavewash Protection  
and Levee Repair, Construction

	\$ 20,000"
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## AMENDMENT NO. 49

On page 76, delete lines 28 through 30 and insert the following:

"(Local Match Required)  
(Franklin)  
Payable from General Obligation Bonds  
Priority 2

	\$ 100,000"
--	-------------

## AMENDMENT NO. 50

On page 76, between lines 31 and 32, insert the following:

"(576) Marina Road Improvements at the Port  
(\$171,000 Local Match)  
(Iberia)  
Payable from General Obligation Bonds  
    Priority 2

	\$ 50,000
Priority 5	\$ 350,000
Total	\$ 400,000"

## AMENDMENT NO. 51

On page 76, delete lines 37 and 38, and insert the following:

"Priority 3	\$ 500,000
Priority 4	\$ 1,235,000"

## AMENDMENT NO. 52

On page 77, delete lines 6 and 7, and insert the following:

"Priority 2	\$ 100,000
Priority 3	\$ 800,000"

## AMENDMENT NO. 53

On page 77, between lines 24 and 25, insert the following:

"(\$270,000 Local Match)"

## AMENDMENT NO. 54

On page 77, delete line 32, and insert the following:

"(Iberville and West Baton Rouge)"

AMENDMENT NO. 55

On page 78, between lines 30 and 31 insert the following:

"(\$900,000 Local Match)"

AMENDMENT NO. 56

On page 78, delete line 39 , and insert the following:

Priority 1	\$ 1,300,000
Priority 2	\$ 500,000
Priority 3	\$ 2,600,000
Total	<u>\$ 4,400,000"</u>

AMENDMENT NO. 57

On page 78, delete lines 40 and 41 and insert the following:

"(624) Barataria Boulevard - Patriot Street  
to Ames Boulevard - Drainage Improvements,  
Planning and Construction  
(\$720,000 Local Match)"

AMENDMENT NO. 58

On page 78, after line 46, insert the following:

"( ) Brown Avenue Improvements,  
Design Phase  
(Local Match \$700,000)  
(Jefferson)  
Payable from General Obligation Bonds  
Priority 5 \$ 250,000"

AMENDMENT NO. 59

On page 78, after line 46, insert the following:

"( ) Walkertown Bus Terminal, Transit  
Project Phase II  
(Local Match \$250,000)  
(Jefferson)  
Payable from General Obligation Bonds  
Priority 2 \$ 75,000"

AMENDMENT NO. 60

On page 78, after line 46, insert the following:

"( ) Old Harvey Revitalization Project,  
Planning and Construction  
(Local Match \$800,000)  
(Jefferson)  
Payable from General Obligation Bonds  
Priority 2 \$ 75,000"

AMENDMENT NO. 61

On page 78, after line 46, insert the following:

"( ) Johnny Jacobs Memorial Park Pool Facility, Planning  
and Construction  
(Local Match \$1,000,000)  
(Jefferson)  
Payable from General Obligation Bonds  
Priority 5 \$ 200,000"

AMENDMENT NO. 62

On page 79, between lines 28 and 29, insert the following:

**"50/J30 LASALLE PARISH**

(650) Pine Hill Road Reconstruction Planning  
(Local Match Required)  
(LaSalle)  
Payable from General Obligation Bonds  
Priority 2 \$ 150,000"

AMENDMENT NO. 63

On page 80, after line 43, insert the following:

**"50/J35 NATCHITOCHES PARISH**

(1336) LA 480 Four-Laning In The Vicinity  
of Willamette Industries and Dobson Chip Plants  
(Natchitoches)  
Payable from General Obligation Bonds  
Priority 2 \$ 250,000  
Priority 5 \$ 2,000,000  
Total \$ 2,250,000"

AMENDMENT NO. 64

On page 81, between lines 3 and 4, insert the following:

"(\$550,000 Local Match)"

AMENDMENT NO. 65

On page 81, between lines 8 and 9, insert the following:

"(855) Cheniere Lake Expansion, Planning  
and Design  
(\$100,000 Local Match)  
(Ouachita)  
Payable from General Obligation Bonds  
Priority 2 \$ 25,000  
Priority 5 \$ 75,000  
Total \$ 100,000

Provided, however, that the first \$25,000 of local matching funds for this project is hereby authorized to be used for an engineering study of the proposed creation of the Lower Cheniere Lake and Water Needs and Sources for all of Ouachita Parish west of the Ouachita River."

AMENDMENT NO. 66

On page 81, between lines 19 and 20, insert the following:

"( ) Greater Monroe Community Center  
(\$250,000 Cash and/or In-Kind Local Match)  
(Ouachita)  
Payable from General Obligation Bonds  
Priority 2 \$ 250,000"

AMENDMENT NO. 67

On 81, between lines 19 and 20, insert the following:

"( ) State Parking Structure, Riverfront  
Downtown Development Complex, Planning,  
Land Acquisition, and Construction  
(Local In-Kind Match \$500,000)

# Page 54 HOUSE

54th Day's Proceedings - June 15, 1999

(Ouachita)	
Payable from General Obligation Bonds	
Priority 2	\$ 250,000
Priority 5	\$ 250,000
Total	<u>\$ 500,000</u>

## AMENDMENT NO. 68

On page 81, delete lines 20 through 27

## AMENDMENT NO. 69

On page 81, between lines 30 and 31, insert the following:

"(\$337,000 Local Cash and/or In-Kind Match)"

## AMENDMENT NO. 70

On page 81, delete lines 34 through 43

## AMENDMENT NO. 71

On page 82, between lines 1 and 2, insert the following:

"(662) St. Charles Parish Civic Center, Land Acquisition, Planning and Construction (Local Match 10%) (St. Charles) Payable from General Obligation Bonds	
Priority 2	\$ 260,000
Priority 5	\$ 6,740,000
Total	<u>\$ 7,000,000</u>

## AMENDMENT NO. 72

On page 82, between lines 10 and 11 insert the following:

"(Local Match Required)"

## AMENDMENT NO. 73

On page 82, delete lines 17 through 22, and insert the following:

"(Local Match Required) (St. John the Baptist) Payable from General Obligation Bonds	
Priority 2	\$ 200,000
Priority 3	\$ 140,000
Total	<u>\$ 340,000</u>

## AMENDMENT NO. 74

On page 82, between lines 22 and 23, insert the following:

"(992) Avenue of the Americas Improvements Planning, Land Acquisition, and Construction (Local Match Required) (St. John the Baptist) Payable from General Obligation Bonds	
Priority 2	\$ 100,000
Priority 3	\$ 1,400,000
Total	<u>\$ 1,500,000</u>

## AMENDMENT NO. 75

On page 82, between lines 23 and 24, insert the following:

"(667) General Improvements to St. Martin Parish

Parks and Recreational Facilities (\$550,000 Local Match) (St. Martin) Payable from General Obligation Bonds	
Priority 2	\$ 200,000
Priority 5	\$ 860,000
Total	<u>\$ 1,060,000</u>

## AMENDMENT NO. 76

On page 82, between lines 33 and 34, insert the following:

"(\$300,000 Local Match for Planning  
and Construction)"

## AMENDMENT NO. 77

On page 83, delete lines 16 through 19, and insert the following:

"Priority 2\$ 700,000"

## AMENDMENT NO. 78

On page 83, delete lines 38 and 39, and insert the following:

"Priority 2	\$ 100,000
Priority 3	\$ 930,000

## AMENDMENT NO. 79

On page 84, delete lines 2 through 14

## AMENDMENT NO. 80

On page 84, line 32, change "Local Match" to "In Kind Local Match"

## AMENDMENT NO. 81

On page 84, after line 40, insert the following:

### **"50/J57 VERMILION PARISH**

(686) Law Enforcement Center Expansion, Planning and Construction (\$1,000,000 Local Match) (Vermilion) Payable from General Obligation Bonds	
Priority 2	\$ 100,000
Priority 5	\$ 900,000
Total	<u>\$ 1,000,000</u>

## AMENDMENT NO. 82

On page 85, delete lines 25 through 30

## AMENDMENT NO. 83

On page 85, after line 37, insert the following:

### **"50/J64 WINN PARISH**

(998) Durbin Road (Winn Parish Road #1002), Reconstruction (Requires Local Match) (Winn) Payable from General Obligation Bonds	
Priority 3	\$ 600,000

## AMENDMENT NO. 84

On page 85, after line 37, insert the following:

**"50/J64 WINN PARISH**

(1000) Harrisonburg Road Reconstruction  
(Winn Parish Road #837)  
(Local Match Required)  
(Winn)  
Payable from General Obligation Bonds  
Priority 3

\$ 780,000"

AMENDMENT NO. 85

On page 86, delete lines 2 and 3, and insert the following:

"(1291) Performing Arts Complex, Land  
Acquisition, Parking and Streetscape  
Improvements, Planning and Construction  
(\$5,300,000 Local Match)"

AMENDMENT NO. 86

On page 87, between lines 11 and 12 insert the following:

"(Local Match Required)"

AMENDMENT NO. 87

On page 87, between lines 14 and 15, insert the following:

**"50/M29 BOSSIER CITY**

(694) Bossier City Lateral B-1 Ditch Renovation  
(\$250,000 Local Match)  
(Bossier)  
Priority 2

\$ 500,000"

AMENDMENT NO. 88

On page 87, between lines 32 and 33, insert the following:

**"50/M35 BUNKIE**

(1332) Evacuation & Civic Center,  
Renovation and Repair, Planning  
and Construction  
(Avoyelles)

Payable from General Obligation Bonds

Priority 2	\$ 185,000
Priority 5	\$ 1,250,000
Total	\$ <u>1,435,000"</u>

AMENDMENT NO. 89

On page 87, after line 47, insert the following:

**"50/M58 CROWLEY**

(699) Rice Theater Restoration Project  
(\$60,000 Local Match)  
(Acadia)

Payable from General Obligation Bonds

Priority 2	\$ <u>140,000"</u>
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AMENDMENT NO. 90

On page 88, between lines 19 and 20, insert the following:

"(\$482,504 Local Match)"

AMENDMENT NO. 91

On page 88, between lines 39 and 40, insert the following:

"(\$277,500 Local Match)"

AMENDMENT NO. 92

On page 89, delete lines 8 through 17

AMENDMENT NO. 93

On page 89, between lines 37 and 38, insert the following:

**"50/MB9 HAMMOND**

(710) North Oaks Street Widening, Planning,  
and Construction  
(\$130,000 Local Match)  
(Tangipahoa)

Payable from General Obligation Bonds  
Priority 2

\$ 480,000"

AMENDMENT NO. 94

On page 89, between lines 37 and 38, insert the following:

**"50/MB9 HAMMOND**

(711) Hammond Railroad Depot Renovation  
(\$70,000 Local Match)  
(Tangipahoa)

Payable from General Obligation Bonds

Priority 2	\$ 100,000
Priority 3	\$ 90,000
Total	\$ <u>190,000"</u>

AMENDMENT NO. 95

On page 89, delete lines 38 through 43

AMENDMENT NO. 96

On page 89, after line 43 , insert the following:

**"50/MD5 INDEPENDENCE**

( ) LA 40 - Pine Street East to U.S. Hwy 51  
Resurfacing and Construction  
(Tangipahoa)

Payable from General Obligation Bonds

Priority 2	\$ <u>15,000"</u>
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AMENDMENT NO. 97

On page 90, between lines 3 and 4 insert the following:

"(\$170,000 Local Match)"

AMENDMENT NO. 98

On page 90, between lines 11 and 12, insert the following:

"(\$600,000 Local Match for Land,  
Planning and Construction)"

AMENDMENT NO. 99

On page 91, delete lines 3 through 7, and insert the following:

## Page 56 HOUSE

54th Day's Proceedings - June 15, 1999

"(Local Match Required)

(Vernon)

Payable from General Obligation Bonds

Priority 3 \$ 640,000"

### AMENDMENT NO. 100

On page 91, between lines 28 and 29, insert the following:

#### **"50/MH8 MANDEVILLE**

(724) Mandeville Trace Tunnel, U.S. 190

(\$100,000 Local Match)

(St. Tammany)

Payable from General Obligation Bonds

Priority 5 \$ 495,000"

### AMENDMENT NO. 101

On page 91, between lines 28 and 29, insert the following:

#### **"50/MH8 MANDEVILLE**

(725) LA Highway 22 Drainage Improvements  
From Cedarwood Drive to Bigner Road, Design  
and Construction

(Local Match Required)

(St. Tammany)

Payable from General Obligation Bonds

Priority 2 \$ 400,000  
Priority 5 \$ 1,600,000  
Total \$ 2,000,000"

### AMENDMENT NO. 102

On page 92, delete lines 6 through 8, and insert the following:

"(\$920,229 Local Match)

(Ouachita)

Payable from General Obligation Bonds

Priority 3 \$ 500,000"

### AMENDMENT NO. 103

On page 92, delete lines 12 through 18

### AMENDMENT NO. 104

On page 93, delete line 7, and insert the following:

"Priority 1 \$ 500,000  
Priority 5 \$ 6,005,000  
Total \$ 6,505,000"

### AMENDMENT NO. 105

On page 93, delete lines 8 through 14

### AMENDMENT NO. 106

On page 93, between lines 22 and 23, insert the following:

"(1276) Compressors Facility, Equipment

Acquisition to Produce Compressors

(Natchitoches)

Payable from General Obligation Bonds

Priority 5 \$ 1,500,000"

### AMENDMENT NO. 107

On page 93, between lines 22 and 23, insert the following:

#### **"50/ML1 NEW IBERIA**

(741) A Boardwalk Along Bayou Teche and  
Church Alley - A Landscaped Pedestrian Corridor  
(\$230,000 Local Match)

(Iberia)

Payable from General Obligation Bonds

Priority 2 \$ 25,000

Priority 5 \$ 205,000

Total \$ 230,000"

### AMENDMENT NO. 108

On page 93, delete lines 24 through 30

### AMENDMENT NO. 109

On page 94, delete lines 1 through 7

### AMENDMENT NO. 110

On page 94, delete lines 27 through 41, and insert the following:

"(Local Match Required)

(Orleans)

Payable from General Obligation Bonds

Priority 5 \$ 5,130,000"

### AMENDMENT NO. 111

On page 94, delete line 46, and insert the following:

"Priority 1 \$ 700,000

Priority 5 \$ 300,000

Total \$ 1,000,000"

### AMENDMENT NO. 112

On page 94, after line 46, insert the following:

"(1018) I-10 Twin Spans and U.S. 11

Safety Study

(Orleans)

Payable from General Obligation Bonds

Priority 2 \$ 250,000"

### AMENDMENT NO. 113

On page 95, delete lines 6 through 12

### AMENDMENT NO. 114

On page 95, delete lines 22 through 28

### AMENDMENT NO. 115

On page 95, delete lines 29 through 35

### AMENDMENT NO. 116

On page 95, between lines 35 and 36, insert the following:

"( ) Algiers Stable Historical District

Museum Renovation

(Local Match \$10,000)

(Orleans)

Payable from General Obligation Bonds



Priority 2 \$ 50,000"

AMENDMENT NO. 117

On page 96, between lines 8 and 9, insert the following:

**"50/ML9 OAK GROVE**

(1342) Building Expansion for Industrial Prospect,  
Planning and Construction  
(\$1,200,000 In-Kind Local Match)  
(West Carroll)  
Payable from the balance of general obligation  
bonds previously allocated in Act 45 of 1996  
for University of New Orleans for Chemical  
Science Annex Construction and Equipment

\$ 600,000"

AMENDMENT NO. 118

On page 96, between lines 8 and 9, insert the following:

**"50/MM5 OLLA**

(763) Castor Creek - Little River Reservoirs  
(Local Match Required)  
(LaSalle)  
Payable from General Obligation Bonds  
Priority 2

\$ 100,000"

AMENDMENT NO. 119

On page 96, between lines 33 and 34, insert the following:

"(1325) Access Road for U. S. Federal  
Correctional Complex, Phase II  
(Grant)

Payable from General Obligation Bonds

Priority 2	\$ 240,000
Priority 5	\$ 2,135,000
Total	\$ 2,375,000"

AMENDMENT NO. 120

On page 97, delete lines 8 and 9, and insert the following:

"Priority 2	\$ 175,000
Priority 5	\$ 1,075,000"

AMENDMENT NO. 121

On page 97, between lines 15 and 16, insert the following:

**"50/MQ8 SCOTT**

(834) Frontage Road Project, along I-10 at  
Westgate 10 Development, Planning and  
Construction  
Payable from General Obligation Bonds  
(\$191,100 Local Match)  
(Lafayette)  
Priority 2

\$ 445,000"

AMENDMENT NO. 122

On page 97, delete lines 22 through 24, and insert the following:

"Priority 2	\$ 5,000,000
Priority 5	\$ 8,000,000
Total	\$ 13,000,000"

AMENDMENT NO. 123

On page 97, between lines 35 and 36, insert the following:

"(\$1,000,000 Local Match)"

AMENDMENT NO. 124

On page 98, delete line 11, and insert the following:

"Priority 1	\$ 1,400,000
Priority 5	\$ 1,250,000
Total	\$ 2,650,000"

AMENDMENT NO. 125

On page 98, between lines 12 and 13, insert the following:

"(769) Schneider Canal Pumping Station  
Back-Up Generator and Trash Rakes  
(\$299,262 Local Match)  
(St. Tammany)

Payable from General Obligation Bonds

Priority 2	\$ 750,000
Priority 3	\$ 150,000
Total	\$ 900,000"

AMENDMENT NO. 126

On page 98, delete lines 19 through 24

AMENDMENT NO. 127

On page 98, between lines 24 and 25, insert the following:

**"50/MS5 Springhill**

(1337) Springhill Community Activity Center  
and R.V. Park, Planning and Construction  
(\$400,000 Local Match)  
(Webster)

Payable from General Obligation Bonds

Priority 2	\$ 400,000"
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AMENDMENT NO. 128

On 100, between lines 12 and 13, insert the following:

( ) Modifications to Canal "D" between  
Westwego Pump Stations No. 1 and No. 2  
(Local Match \$250,000)  
(Jefferson)

Payable from General Obligation Bonds

Priority 2	\$ 500,000"
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AMENDMENT NO. 129

On page 100, between lines 13 and 14, insert the following:

"(789) Port De Luce Watershed Project,  
Planning and Construction  
(\$15,000 Local Match)  
(Winn)

Payable from General Obligation Bonds

Priority 2	\$ 10,000
Priority 5	\$ 40,000
Total	\$ 50,000"

AMENDMENT NO. 130

# Page 58 HOUSE

54th Day's Proceedings - June 15, 1999

On page 100, between lines 13 and 14, insert the following:

"(788) Winnfield Community Civic Center,  
Planning and Construction  
(Local Match Required)  
(Winn)  
Payable from General Obligation Bonds  
Priority 2 \$ 450,000"

## AMENDMENT NO. 131

On page 100, between lines 32 and 33, insert the following:

### **"50/N01 CALCASIEU PARISH SEWER DISTRICT**

(794) Mossville Sewer Collection System  
Planning and Construction  
(Calcasieu)  
Payable from General Obligation Bonds  
Priority 5 \$ 190,000

Provided, however, no lines of credit shall be granted or bonds sold for this project until matching funds are secured through the CDBG."

## AMENDMENT NO. 132

On page 100, delete line 36, and insert the following:

"(\$17,985,000 Local Match)"

## AMENDMENT NO. 133

On page 100, after line 41, insert the following:

### **"50/N04 NEW ORLEANS MUSEUM OF ART**

(1039) Lagoon Restoration Project, Planning  
and Construction  
(\$12,500,000 Cash and/or In-Kind Match)  
(Orleans)  
Payable from General Obligation Bonds  
Priority 2 \$ 150,000  
Priority 5 \$ 1,350,000  
Total \$ 1,500,000

Provided, however, the New Orleans Museum of Art and the New Orleans City Park work jointly on the Lagoon Restoration Project according to the terms of the signed lease agreement between the New Orleans City Park Improvement Association and the New Orleans Museum of Art."

## AMENDMENT NO. 134

On page 101, between lines 26 and 27, insert the following:

"( ) Ernest N. Morial Convention Center,  
Phase 4 Expansion, Feasibility Study  
(Local Match Required)  
(Orleans)  
Payable from General Obligation Bonds  
Priority 2 \$ 400,000"

## AMENDMENT NO. 135

On page 101, delete lines 27 through 36

## AMENDMENT NO. 136

On page 102, delete lines 19 through 23, and insert the following:

"(\$200,000 Local Match)  
(Orleans)  
Payable from General Obligation Bonds  
Priority 3 \$ 40,000  
Priority 4 \$ 400,000  
Total \$ 440,000"

## AMENDMENT NO. 137

On page 102, delete lines 26 through 30, and insert the following:

"(\$850,000 Local Match)  
(Orleans)  
Payable from General Obligation Bonds  
Priority 2 \$ 100,000  
Priority 5 \$ 400,000  
Total \$ 500,000"

## AMENDMENT NO. 138

On page 102, delete lines 31 through 37

## AMENDMENT NO. 139

On page 103, between lines 35 and 36, insert the following:

"(807) AEX Commercial Airline Terminal  
Air Passenger Complex Construction  
(\$1,600,000 Federal and Other Match)  
(Rapides)  
Payable from General Obligation Bonds  
Priority 3 \$ 3,000,000"

## AMENDMENT NO. 140

On page 104, delete line 11, and insert the following:

"Priority 2 \$ 600,000  
Priority 5 \$ 1,200,000"

## AMENDMENT NO. 141

On page 104, between lines 39 and 40, insert the following:

### **"50/N70 REGIONAL TRANSIT AUTHORITY**

(814) Canal Street Corridor Streetcar  
Final Design and Construction  
(80% Federal Match / 16% State /  
4% Other Match)  
(Orleans)  
Payable from General Obligation Bonds  
Priority 3 \$ 3,800,000  
Priority 4 \$ 20,800,000  
Total \$ 24,600,000"

## AMENDMENT NO. 142

On page 105, delete line 26, and insert the following:

"(\$6,321,375 Local Match)"

## AMENDMENT NO. 143

On page 106, delete lines 14 through 25

## AMENDMENT NO. 144

On page 107, delete lines 15 through 34, and insert the following:

"(Local In-Kind Match \$250,000)  
(Ouachita)

Payable from the balance of General  
Obligation Bond Proceeds previously  
allocated under the authority of Act  
45 of 1994 for Northeast Economic  
Development District - Planning  
Engineering and Design to Convert  
Old E. A. Conway Hospital into an  
Eighty Bed Juvenile Adolescence  
Drug Rehabilitation Center, The  
Money to be Appropriated to the  
District, which was Created by Act  
No. 929 of the 1992 Regular Session;  
and Act 45 of 1996 for Treme Cultural  
& Enrichment Program - Planning,  
Building, Acquisition, Renovation, and  
Construction

Payable from General Obligation Bonds	\$	50,000
Priority 1	\$	50,000
Priority 2	\$	100,000
Total	\$	<u>200,000"</u>

#### AMENDMENT NO. 145

On page 108, delete line 16, and insert the following:

"(R)(1244) Renovations for Carrollton  
Community Center, Planning and Construction"

#### AMENDMENT NO. 146

On page 108, delete lines 28 through 35, and insert the following:

"Skelly Park; and Act 645 of 1993 for  
Community Development Center,  
Planning, Acquisition & Renovation  
for Seventh Ward St. Bernard

Payable from General Obligation Bonds	\$	234,895
Priority 1	\$	205,000
Total	\$	<u>439,895"</u>

#### AMENDMENT NO. 147

On page 108, between lines 35 and 36, insert the following:

#### **"50/NB8 COORDINATING AND DEVELOPMENT CORPORATION**

(821) Metro/Regional Business Incubator Facility,  
Acquisition of Facility  
(\$425,000 Local Match)  
(Caddo)

Payable from General Obligation Bonds	
Priority 2	\$ <u>500,000"</u>

#### AMENDMENT NO. 148

On page 108, between lines 39 and 40 insert the following:

"(Local Match Required)"

#### AMENDMENT NO. 149

On page 109, between lines 8 and 9, insert the following:

#### **"50/NE2 LIVINGSTON PARISH LIBRARY BOARD**

(1048) Denham Springs Regional Library,

Planning and Construction  
(\$990,000 Local Match)  
(Livingston)

Payable from General Obligation Bonds	
Priority 2	\$ 210,000
Priority 5	\$ <u>2,100,000</u>
Total	\$ <u>2,310,000"</u>

#### AMENDMENT NO. 150

On page 109, between lines 8 and 9, insert the following:

#### **"50/NE3 SOUTH CENTRAL PLANNING AND DEVELOPMENT COMMISSION**

(826) Office Building Project and  
Distance Learning Center,  
Planning and Construction  
(\$75,000 Federal Match/\$110,000 Local Match)  
(Assumption, Lafourche, St. Charles,  
St. James, St. John the Baptist, Terrebonne)

Payable from General Obligation Bonds	
Priority 2	\$ 90,000
Priority 5	\$ <u>790,000</u>
Total	\$ <u>880,000"</u>

#### AMENDMENT NO. 151

On page 109, between lines 8 and 9, insert the following:

#### **"50/NE7 WEST CALCASIEU COMMUNITY CENTER**

(828) West Calcasieu Community Center,  
Planning and Construction  
(\$5,813,000 Local Match)  
(Calcasieu)

Payable from General Obligation Bonds	
Priority 2	\$ 500,000
Priority 5	\$ <u>5,313,000</u>
Total	\$ <u>5,813,000"</u>

#### AMENDMENT NO. 152

On page 109, between lines 8 and 9, insert the following:

#### **"50/NE9 EAST ST. TAMMANY EVENTS CENTER**

(1049) East St. Tammany Events Center,  
Planning, Designing, and Construction  
(\$10,000,000 Cash/In-Kind Local Match)  
(St. Tammany)

Payable from General Obligation Bonds	
Priority 2	\$ 750,000
Priority 3	\$ <u>2,250,000</u>
Total	\$ <u>3,000,000"</u>

#### AMENDMENT NO. 153

On page 109, between lines 8 and 9, insert the following:

#### **"50/NF2 ST. TAMMANY PARISH GRAVITY DRAINAGE DISTRICT NO. 5**

(829) St. Tammany Parish Gravity Drainage  
District No. 5 Priority One Drainage Improvements  
(Local Match Required)

Payable from General Obligation Bonds	
Priority 3	\$ 275,000

## Page 60 HOUSE

54th Day's Proceedings - June 15, 1999

Priority 4 \$ 1,000,000  
Total \$ 1,275,000"

### AMENDMENT NO. 154

On page 109, between lines 12 and 13 insert the following:

"(Local Match Required)"

### AMENDMENT NO. 155

On page 109, between lines 22 and 23 insert the following:

"(Local Match Required)"

### AMENDMENT NO. 156

On page 110, between lines 22 and 23, insert the following:

#### **"50/NG5 VARNADO WATER WORKS**

(1299) Water System Improvements In Support of the Washington State Correctional Facility and New Water Service to the Pine, Thomas, State Line, and Sheridan Areas of the Varnado Water Works District (Washington)  
Payable from General Obligation Bonds  
Priority 3

\$ 4,240,000"

### AMENDMENT NO. 157

On page 110, delete lines 31 through 36

### AMENDMENT NO. 158

On page 111, between lines 10 and 11, insert the following:

#### **"50/NH4 AVOYELLES SOCIETY FOR THE DEVELOPMENTALLY DISABLED**

(1055) ADA Renovations to New Building (\$200,000 Cash and/or In-Kind Local Match) (Avoyelles)  
Payable from General Obligation Bonds  
Priority 2

\$ 370,000"

### AMENDMENT NO. 159

On page 111, between lines 10 and 11, insert the following:

#### **"50/NH7 G. B. COOLEY SERVICES**

(1057) G. B. Cooley Services, Property Acquisition, Planning, Construction, Renovations or Restorations (\$80,000 Local Match) (Ouachita)  
Payable from General Obligation Bonds  
Priority 2

\$ 80,000"

### AMENDMENT NO. 160

On page 111, between lines 10 and 11, insert the following:

#### **"50/NH9 PRINCESS THEATRE, INC.**

(513) Princess Theatre Phase III, (Final) Technical Finish

(\$200,000 In-Kind Local Match Provided for Phase 1 and Phase 2)

(Franklin)

Payable from General Obligation Bonds  
Priority 2

\$ 140,000"

### AMENDMENT NO. 161

On page 111, delete lines 11 through 19

### AMENDMENT NO. 162

On page 111, between lines 19 and 20, insert the following:

#### **"50/N16 ST. LANDRY ECONOMIC AND INDUSTRIAL DISTRICT**

(1277) Infrastructure Improvements for Distribution Center, Planning and Construction (St. Landry)

Payable from the balance of General Obligation Bond proceeds previously allocated under the authority of Act 45 of 1994 for City of New Orleans for East New Orleans Health Clinic for the New Orleans Health Corporation Land Acquisition, Planning and Construction; and Act 1096 of 1995 for Almonaster Michoud Industrial District-Planning, Design and Acquisition of Land; and Act 28 of 1997 for Almonaster Michoud Industrial District-Automotive Technology Center and Raceway, Land Acquisition and Site Preparation, Planning and Construction; and Act 45 of 1994 for Metropolitan Developmental Center-Replace the Roof System on the Apartment Building; and Act 45 of 1994 for Office of Fisheries Spanish Lake Wavewash Protection and Levee Repair, Construction; and Act 45 of 1996 for University of New Orleans Chemical Science Annex Construction and Equipment; and Act 45 of 1996 for LSU Eunice Health/Technology Building Construction and Equipment; and Act 1013 of 1991 for LSU Medical Center Shreveport Planning and Replacement of Incinerator; and Act 45 of 1994 for Grambling State University Reroofing for Academic and Administrative Building, Construction; and Act 45 of 1996 for Greater Baton Rouge Zoo Construction for the Zoological Park Veterinary Hospital  
Payable from General Obligation Bonds  
Priority 2  
Total

\$ 2,311,127

\$ 1,885,000

\$ 4,196,127"

### AMENDMENT NO. 163

On page 111, delete lines 24 through 29, and insert the following:

"(\$1,000,000 Federal Match)

(Concordia, Catahoula, LaSalle, Natchitoches, Sabine, Winn)

Payable from General Obligation Bonds

Priority 2

\$ 50,000

Priority 5

\$ 150,000

Total \$ 200,000

Provided, however, the federal match will not be required for the planning phase."

#### AMENDMENT NO. 164

On page 112, between lines 28 and 29, insert the following:

"Unless otherwise indicated in this Act, the State may accept in satisfaction, in whole or in part, of any local match requirement for any project funded hereunder (other than parish jails as provided above), cash or land or other property, provided that the fair market value of such land or other property at the time of funding remains at least commensurate with its fair market value at the time of passage of this Act."

#### AMENDMENT NO. 165

On page 117, line 1, delete ", and" and insert "appropriations in this Act and in Act 29 of 1998, and Department of Economic Development for"

#### AMENDMENT NO. 166

On page 118, line 9, after "Affairs" delete the rest of the line and insert "or the Legislature" and delete lines 10 through 15 in their entirety, and at the beginning of line 16, delete "Development," and on line 17 after "agreements" insert ", and any such cooperative endeavor agreements entered into prior to the passage of this Act shall continue to be administered by the State Treasurer."

#### AMENDMENT NO. 167

On page 120, line 8, change "appropriation" to "appropriations"

#### AMENDMENT NO. 168

On page 120, line 11, delete "is" and insert "and the Ports Development Program are"

#### AMENDMENT NO. 169

On page 120, at the end of line 15 delete "this" and at the beginning of line 16, delete "appropriation" and insert "these appropriations"

#### AMENDMENT NO. 170

On page 120, line 17, change "is" to "are"

#### AMENDMENT NO. 171

On page 120, at the end of line 23 delete "this" and at the beginning of line 24, delete "appropriation" and insert "these appropriations"

### **SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Re-reengrossed House Bill No. 2 by Representative Alario

#### AMENDMENT NO. 1

In Senate Committee Amendment No. 162 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999, on page 30, between lines 3 and 4, insert the following:

"Payable out of the State General Fund  
from Tobacco Settlement Revenues \$ 200,000"

#### AMENDMENT NO. 2

In Senate Committee Amendment No. 162 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999, on page 30, delete line 40, and insert the following:

"Total \$ 4,396,127"

#### AMENDMENT NO. 3

On page 13, delete lines 40 through 46, and insert the following:

"Parking Garage Renovation,  
Planning and Construction  
(East Baton Rouge)  
Payable from the balance of the State General Fund (Direct) previously allocated in Act 79 of 1997 for South Louisiana Technical College HVAC Equipment Replacement and Construction; and Act 479 of 1997 for Thibodaux Area Vo-Tech to Replace Air Conditioning/Heating System, Planning and Construction; and Act 28 of 1997 for Twin Parish Port Commission for Mooring Pier Repairs, Planning and Construction; and and Act 28 of 1997 for Washington Parish for Renovation to the Old Jail in Franklinton; and Act 28 of 1997 for Iberia Parish for Hubertville Road (LA 85) Widening from LA Hwy 182 to U.S. Hwy 90; and Act 28 of 1997 for Slidell Campus of UNO-Acquisition of Leased Campus for UNO; and Act 28 of 1997 for Northeast Economic Development District for Lake Providence Economic Development Convention Center, Completion of Building, Roof and Renovation of Interior Planning; and Act 45 of 1996 and Act 479 of 1997 for Serenity 67 for Building Acquisition, Renovation and Planning for Program Facility  
\$ 806,943  
Payable from General Obligation Bonds  
Priority 2 \$ 340,000  
Priority 5 \$ 3,740,000  
Total \$ 4,886,943"

#### AMENDMENT NO. 4

On page 14, delete lines 3 and 4 in their entirety, and insert the following:

"Payable out of the State General Fund  
from Tobacco Settlement Revenues \$ 3,000,000"

#### AMENDMENT NO. 5

On page 14, delete lines 37 and 38 in their entirety, and insert the following:

"Payable out of the State General Fund  
from Tobacco Settlement Revenues \$ 54,541  
Payable from FY 97-98 State General Fund Surplus \$ 245,459"

#### AMENDMENT NO. 6

On page 15, delete lines 13 through 15 in their entirety, and insert the following:

"Payable from FY 97-98 State General Fund Surplus 1,500,000"

# Page 62 HOUSE

54th Day's Proceedings - June 15, 1999

Total \$ 5,000,000"

## AMENDMENT NO. 7

On page 17, line 40, delete "\$6,500,000" and insert "\$4,500,000"

## AMENDMENT NO. 8

On page 18, delete line 43 in its entirety, and insert the following:

"Fund Surplus	\$ 660,830
Payable out of the State General Fund	
from revenue received from the Louisiana	
Public Facilities Authority associated with	
an arbitrage refund provided that such	
revenue is incorporated into the Official	
Forecast for FY 99-00 by the Revenue	
Estimating Conference	\$ <u>4,339,170</u>
Total	\$ <u>5,000,000</u> "

## AMENDMENT NO. 9

On page 18, line 44, delete the word "appropriation" and insert the word "appropriations"

## AMENDMENT NO. 10

On page 19, line 22, delete "4,100,000" and insert "4,000,000"

## AMENDMENT NO. 11

On page 26, delete lines 31 through 38, and insert the following:

"(89) Hickory Avenue (LA 3154) Plan	
Redesign, Right of Way, Utilities,	
Drainage and Construction	
(Jefferson)	
Payable out of the State General Fund	
(Direct)	\$ 200,000
Payable from General Obligation Bonds	
Priority 2	\$ 1,550,000
Priority 5	\$ <u>7,750,000</u>
Total	\$ <u>9,500,000</u> "

## AMENDMENT NO. 12

On page 27, delete lines 43 through 47 in their entirety.

## AMENDMENT NO. 13

On page 31, between lines 29 and 30, insert the following:

"( ) Terrebonne Forced Drainage Project 1-1A	
Planning and Construction	
(Terrebonne)	
Payable out of the State General Fund	
(Direct)	\$ <u>150,000</u> "

## AMENDMENT NO. 14

On page 41, delete lines 1 through 5, and insert the following:

"(198) State Police Driver Training Facility and	
Training Academy, Relocation, Planning,	
Construction, Renovation, and Land Acquisition	
(East Baton Rouge Parish)	
Payable from Fees and Self-	
Generated Revenues	\$ 5,525,000"

## AMENDMENT NO. 15

On page 45, delete lines 28 through 36, and insert the following:

(358) Atchafalaya Basin Protection and	
Enhancement (\$18,000,000 Federal	
and \$1,500,000 Local/Other Match)	
(Assumption, Iberville, Pointe Coupee	
St. Landry, St. Martin, St. Mary)	
Payable out of the State General Fund	
from Tobacco Settlement Revenues	\$ 300,000
Payable from General Obligation Bonds	
Priority 2	\$ 3,530,000
Priority 5	\$ <u>15,000,000</u>
Total	\$ <u>18,830,000</u> "

## AMENDMENT NO. 16

On page 46, line 22, delete "1,350,000" and insert "1,000,000"

## AMENDMENT NO. 17

On page 47, between lines 16 and 17, insert the following:

"19/316 W.O. MOSS REGIONAL MEDICAL CENTER	
Land Acquisition	
Payable from Fees and Self-	
Generated Revenues	\$ 300,000"

## AMENDMENT NO. 18

On page 52, after line 38, insert the following:

"( ) Student Union Building,	
Planning and Construction	
(Caddo)	
Payable from Fees and Self-	
Generated Revenues	\$ 420,000"

## AMENDMENT NO. 19

On page 54, line 19, delete "1,000,000" and insert "500,000"

## AMENDMENT NO. 20

On page 65, delete lines 7 and 8, and insert the following:

"Payable out of the State General Fund (Direct)	\$ 200,000
Payable out of the State General Fund	
from Tobacco Settlement Revenues	\$ <u>1,300,000</u>
Total	\$ <u>1,500,000</u> "

## AMENDMENT NO. 21

On page 65, delete lines 12 and 13 in their entirety, and insert the following:

"Payable out of the State General Fund	
from Tobacco Settlement Revenues	\$ <u>2,000,000</u> "

## AMENDMENT NO. 22

On page 65, between lines 13 and 14, insert the following:

"Technical College Equipment	
Acquisitions	
(Statewide)	
Payable out of the State General Fund	
(Direct)	\$ <u>1,000,000</u> "

(Jefferson)		
Payable out of the State General Fund		
(Direct)	\$	75,000"

# Page 64 HOUSE

54th Day's Proceedings - June 15, 1999

## AMENDMENT NO. 38

On page 80, delete lines 15 through 20 in their entirety.

## AMENDMENT NO. 39

On page 82, delete lines 35 and 36, and insert the following:

"Payable out of the State General Fund (Direct)      \$ 100,000"

## AMENDMENT NO. 40

On page 84, between lines 28 and 29, insert the following:

"(681) Development of the Old Tensas Rosenwald  
High School Site, Restoration of Gym into  
Civic-Recreation and Heritage Culture Center,  
Outdoor Recreation, and Renovation of  
Classroom Buildings to House Various Social  
and Community Service Agencies and Activities,  
Planning and Construction  
(Tensas)  
Payable out of the State General Fund  
(Direct)      \$ 50,000"

## AMENDMENT NO. 41

On page 85, delete lines 8 through 24 in their entirety.

## AMENDMENT NO. 42

On page 86, between lines 8 and 9, insert the following:

### **"50/M06 AMITE**

(1001) Bay Street Sewer Replacement  
Planning and Construction  
(\$25,000 Local Match)  
(Tangipahoa)  
Payable out of the State General Fund  
(Direct)      \$ 130,000"

## AMENDMENT NO. 43

On page 87, after line 47, insert the following:

### **"50/M58 CROWLEY**

(700) Historic Building Renovation and  
Restoration for Cultural and Historical  
Museum, Planning and Construction  
(\$375,000 Local Match)  
(Acadia)  
Payable out of the State General Fund  
(Direct)      \$ 100,000"

## AMENDMENT NO. 44

On page 88, delete lines 2 through 6 in their entirety.

## AMENDMENT NO. 45

On page 89, delete lines 1 through 6 in their entirety.

## AMENDMENT NO. 46

On page 89, delete lines 18 through 23 in their entirety.

## AMENDMENT NO. 47

On page 89, between lines 37 and 38, insert the following:

### **"50/MB9 HAMMOND**

(710) North Oaks Street Widening, Planning,  
and Construction  
(\$130,000 Local Match)  
(Tangipahoa)  
Payable out of the State General Fund  
from Tobacco Settlement Revenues      \$ 480,000"

## AMENDMENT NO. 48

On page 90, delete lines 35 through 43 in their entirety.

## AMENDMENT NO. 49

On page 91, between lines 28 and 29, insert the following:

### **"50/MH8 MANDEVILLE**

(724) Mandeville Trace Tunnel, U.S. 190  
(\$100,000 Local Match)  
(St. Tammany)  
Payable out of the State General Fund  
(Direct)      \$ 495,000"

## AMENDMENT NO. 50

On page 92, delete lines 2 through 8, and insert the following:

"(727) Calypso Street Extension U.S. 165  
Business Interchange with Interstate 20,  
Land Acquisition, Planning and  
Construction  
(Ouachita)  
Payable out of the State General Fund  
from Tobacco Settlement Revenues      \$ 250,000  
Payable from General Obligation Bonds  
Priority 2      \$ 500,000  
Total      \$ 750,000"

## AMENDMENT NO. 51

On page 96, delete lines 18 through 26 in their entirety.

## AMENDMENT NO. 52

On page 99, delete lines 8 through 13 in their entirety.

## AMENDMENT NO. 53

On page 99, delete lines 22 through 26 in their entirety.

## AMENDMENT NO. 54

On page 100, between lines 12 and 13, insert the following:

"( ) Sala Avenue Restoration, Building,  
Renovation, Planning and Construction  
(Jefferson)  
Payable out of the State General Fund  
(Direct)      \$ 300,000"

## AMENDMENT NO. 55

On page 105, delete lines 38 through 44 in their entirety.

## AMENDMENT NO. 56



On page 108, after line 47, insert the following:

**"50-ND2 COMMUNITY RECEIVING HOME, INC.**

(1255) Renaissance Secure Juvenile Detention Facility  
Expansion, Planning and Construction  
(Rapides)  
Payable out of the State General Fund (Direct)  
previously allocated in Act 29 of 1998 for  
Community Recovery Home for Renaissance  
emergency Shelter, Planning and  
Construction \$ 150,000"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Theunissen to Re-reengrossed House Bill No. 2 by Representative Alario

**AMENDMENT NO. 1**

On page 25, between lines 42 and 43, insert the following:

"(83) Common Street (Beauregard Drive  
to Tank Farm Road), Engineering,  
Construction, Right of Way, and  
Utilities  
(Calcasieu)  
Payable from the Balance of  
General Obligation Bond Proceeds  
Previously Allocated Under the  
Authority of Act 1096 of 1995 for  
Common Street (from Airport - McNeese  
Street) Construction, Right of Way  
and Utilities \$ 620,000"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Barham to Re-reengrossed House Bill No. 2 by Representative Alario

**AMENDMENT NO. 1**

In Senate Committee Amendment No. 46 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999, on page 9, line 18, after "delete" insert "line 5"

**AMENDMENT NO. 2**

On page 17, delete lines 35 and 36, and insert:

"(1081) Louisiana Genetics Research Consortium,  
Renovation"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Barham to Re-reengrossed House Bill No. 2 by Representative Alario

**AMENDMENT NO. 1**

Delete Senate Committee Amendment No. 7 proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999

**AMENDMENT NO. 2**

On page 17, delete line 40, and insert:

"Payable out of the State General Fund  
from Tobacco Settlement Revenues \$ 4,500,000

Payable from General obligation Bonds	
Priority 5	\$ 2,000,000
Total	\$ 6,500,000

**AMENDMENT NO. 3**

Delete Senate Committee Amendment No. 13 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999

**AMENDMENT NO. 4**

On page 40, line 42, change "\$50,000,000" to "\$55,000,000"

**AMENDMENT NO. 5**

On page 47, between lines 16 and 17, insert the following:

**"19/318 WASHINGTON-ST. TAMMANY  
REGIONAL MEDICAL CENTER**

(390) Primary Care Center and Land Acquisition, Planning and Construction (Washington)	
Payable from General Obligation Bonds	
Priority 3	\$ 2,800,000
Priority 4	\$ 2,730,000
Total	\$ 5,530,000"

**AMENDMENT NO. 6**

On page 70, delete lines 42 through 44, and insert:

"Priority 2	\$ 150,000
Priority 5	\$ 1,350,000
Total	\$ 1,500,000"

**AMENDMENT NO. 7**

On page 81, between lines 33 and 34, insert:

**" 50/J44 ST. BERNARD PARISH**

( )Sewer Repair, Planning and Construction (St. Bernard)	
Payable from General Obligation Bonds	
Priority 2	\$ 150,000
Priority 5	\$ 1,350,000
Total	\$ 1,500,000"

**AMENDMENT NO. 8**

Delete Senate Committee Amendment No. 82 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999

**AMENDMENT NO. 9**

On page 85, between lines 27 and 28, insert:

"(\$7,500 Local Match)"

**AMENDMENT NO. 10**

Delete Senate Committee Amendment No. 93 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999

## Page 66 HOUSE

54th Day's Proceedings - June 15, 1999

### AMENDMENT NO. 11

Delete Senate Committee Amendment No. 95 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999

### AMENDMENT NO. 12

Delete Senate Committee Amendment No. 100 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999

### AMENDMENT NO. 13

On page 98, between lines 11 and 12, insert:

#### **"50/MR3 SICILY ISLAND**

( ) Emergency Repairs to Service Gas Lines,  
Planning and Construction  
(Local Match Required)  
(Catahoula)  
Payable out of State General Fund Direct \$ 30,000"

### AMENDMENT NO. 14

Delete Senate Committee Amendment No. 102 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999

### AMENDMENT NO. 15

On page 107, delete lines 46 through 48, and insert the following:

"Priority 2	\$ 550,000
Priority 5	\$ <u>450,000</u>
Total	\$ <u>1,500,000"</u>

### AMENDMENT NO. 16

On page 108, after line 47, insert the following:

#### **"50/NC9 RAPIDES COLISEUM AUTHORITY**

(850) Rapides Parish Coliseum  
Additions and Alterations  
(Local Match Required)  
(Rapides)  
Payable from General Obligation Bonds  
Priority 2 \$ 500,000  
Priority 5 \$ 6,505,000  
Total \$ 7,005,000"

### AMENDMENT NO. 17

Delete Senate Committee Amendment No. 166 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999

### AMENDMENT NO. 18

On page 118, line 13, after "Program," change ", and" to "appropriations in this Act and in Act 29 of 1998, and the Department of Economic Development for"

#### **SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Lambert to Re-reengrossed House Bill No. 2 by Representative Alario

### AMENDMENT NO. 1

On page 112, between lines 8 and 9, insert:

#### **"ASCENSION-ST. JAMES AIRPORT AND TRANSPORTATION AUTHORITY**

( ) Planning and Construction  
(Ascension, St. James)  
Payable from General Obligation Bonds  
Priority 3 \$ 500,000"

#### **SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hainkel to Re-reengrossed Senate Bill No. 2 by Representative Alario

### AMENDMENT NO. 1

Delete Senate Committee Amendment No. 12 proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999.

### AMENDMENT NO. 2

In Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, in Senate Committee Amendment No. 17, on page 4, between lines 5 and 6, insert "(Calcasieu)" and on line 8, change "300,000" to "300,000"

### AMENDMENT NO. 3

In Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, in Senate Committee Amendment No. 18, on page 4, line 15, change "420,000" to "420,000"

### AMENDMENT NO. 4

In Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, in Senate Committee Amendment No. 28, on page 6, between lines 17 and 18, insert the following:

"Provided, however, that the appropriation herein shall be deposited into the Drinking Water Revolving Loan Fund, and is hereby appropriated out of the Fund for the Municipal Facilities Revolving Loan Program."

### AMENDMENT NO. 5

In Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, in Senate Committee Amendment No. 29, on page 6, on line 19, delete "between lines 19 and 20," and insert "delete lines 19 and 20, and"

### AMENDMENT NO. 6

In Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, in Senate Committee Amendment No. 33, on page 7, line 7, change "(DeSoto)" to "(East Feliciana)"

### AMENDMENT NO. 7

In Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999,

in Senate Committee Amendment No. 50, on page 9, between lines 24 and 25, insert "(\$831,747 Non-State Match)"

#### AMENDMENT NO. 8

In Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, in Senate Committee Amendment No. 56, on page 10, line 18, change "150,000" to "150,000"

#### **SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Barham to Re-reengrossed House Bill No. 2 by Representative Alario

#### AMENDMENT NO. 1

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Revenue and Fiscal Affairs, and adopted by the Senate on June 7, 1999, on page 1, delete line 37, and insert the following:

"Priority 2	\$ 500,000
Priority 5	\$ <u>2,300,000</u>
Total	\$ <u>2,800,000</u> "

#### **SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Robichaux to Re-reengrossed House Bill No. 2 by Representative Alario

#### AMENDMENT NO. 1

On page 104, between lines 12 and 13, insert the following:

"Provided, however, bonds shall not be issued until the Department of Transportation and Development are in receipt of a certified letter from the U. S. Corps of Engineers verifying that the above appropriation and project are a part of its comprehensive barrier plan. Be it further provided that bonds shall not be sold until the Department of Transportation and Development are in receipt of a certified letter from the Terrebonne Parish Consolidated Government indicating that the local match described in the original capital outlay request is for the project as it is currently designed."

Rep. Alario moved that the amendments proposed by the Senate be rejected.

#### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly

Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Denville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Strain  
Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

#### **Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2: Reps. Alario, Downer, and LeBlanc.

#### **Suspension of the Rules**

On motion of Rep. Alexander, the rules were suspended in order to take up Senate Bills and Joint Resolutions on Third Reading and Final Passage at this time.

#### **Senate Bills and Joint Resolutions on Third Reading and Final Passage**

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

#### **Regular Calendar**

#### **SENATE BILL NO. 1068—**

BY SENATOR EWING

AN ACT

To enact Part V of Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1987, relative to the education of children confined to certain correctional centers for youth; to establish and provide for a school district for such correctional centers; to provide for the state funding of the district and the uses to which state funds for the district may be put; to provide for the administration of the district; to provide for the provision of educational services; and to provide for related matters.

Read by title.

Rep. Alexander moved the final passage of the bill.

# ROLL CALL

The roll was called with the following result:

## YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—101		

## NAYS

Total—0

## ABSENT

McCain	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. Alexander moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

## SENATE BILL NO. 1079—

BY SENATORS DYESS AND ELLINGTON AND REPRESENTATIVE WIGGINS

## AN ACT

To repeal R.S. 17:62 and 73, as enacted by Act No. 973 of the 1995 Regular Session and amended by Act No. 74 of the 1998 First Extraordinary Session, and to repeal R.S. 17:62.1, as enacted by Act No. 74 of the 1998 First Extraordinary Session, relative to the provisions for a school system comprised of portions of Rapides Parish; to repeal such provisions; to provide for effectiveness and for implementation; and to provide for related matters.

Read by title.

## Motion

On motion of Rep. Alexander, the bill was returned to the calendar.

## SENATE BILL NO. 6—

BY SENATOR BEAN

## AN ACT

To amend and reenact R.S. 40:1300.84(B)(3), relative to the Louisiana Kidney Health Care Program; to revise the financial criteria for eligibility to participate in the program; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

## ROLL CALL

The roll was called with the following result:

## YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Sneed
Copelin	Kenney	Stelly
Crane	Lancaster	Theriot
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCallum	Waddell
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Fruge	Odinet	Wooton
Gautreaux	Perkins	Wright
Glover	Pierre	
Green	Pinac	
Total—100		

## NAYS

Total—0

## ABSENT

Hudson	McCain	Strain
Total—3		

The Chair declared the above bill was finally passed.

Rep. Pinac moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

# **SENATE BILL NO. 246—**

BY SENATOR JONES

## **AN ACT**

To amend and reenact R.S. 1:55(A)(6), relative to days of public rest and legal holidays; to make Dr. Martin Luther King, Jr.'s birthday a legal holiday for public schools; and to provide for related matters.

Read by title.

Rep. Jenkins sent up floor amendments which were read as follows:

## **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jenkins to Engrossed Senate Bill No. 246 by Senator Jones

### AMENDMENT NO. 1

On page 1, line 2, after "(6)" delete the comma "," and insert "and to enact R.S. 1:55(A)(7),"

### AMENDMENT NO. 2

On page 1, line 4, after "schools;" and before "and" insert "to make George Washington's birthday a legal holiday for public schools;"

### AMENDMENT NO. 3

On page 1, line 6, after "reenacted" and before "to" insert "and R.S. 1:55(A)(7) is hereby enacted"

### AMENDMENT NO. 4

On page 2, between lines 1 and 2 insert the following:

"(7) The third Monday in February, the birthday of President George Washington for public schools; provided however, that a local school board shall decide to observe this holiday during a regularly scheduled school day with or without the necessity of adjourning school for all or any portion of the school day."

On motion of Rep. Jenkins, the amendments were adopted.

Rep. Murray moved the final passage of the bill, as amended.

## **ROLL CALL**

The roll was called with the following result:

### **YEAS**

Mr. Speaker	Hammett	Pinac
Alario	Heaton	Powell
Alexander	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Baylor	Hudson	Salter
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th

Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Denville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	
Guillory	Pierre	
Total—97		

### **NAYS**

Bruneau	Scalise
Fontenot	Wright
Total—4	

### **ABSENT**

Long	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

## **Suspension of the Rules**

On motion of Rep. Fontenot, and under a suspension of the rules, the above roll call was corrected to reflect him as voting nay.

# **SENATE BILL NO. 370—**

BY SENATOR ROMERO

## **AN ACT**

To amend and reenact R. S. 40:1379.8(B), relative to the Weights and Standards Mobile Police Force; to provide that certain members of the Weights and Standards Mobile Police Force shall be considered peace officers; to provide for the duties and powers of such peace officers; and to provide for related matters.

Read by title.

Rep. Hebert moved the final passage of the bill.

## **ROLL CALL**

The roll was called with the following result:

### **YEAS**

Mr. Speaker	Heaton	Pratt
Alario	Hebert	Quezaire
Alexander	Hill	Riddle
Ansardi	Holden	Romero
Barton	Hopkins	Salter
Baudoin	Hudson	Scalise

## Page 70 HOUSE

54th Day's Proceedings - June 15, 1999

Baylor	Hunter	Schneider
Bowler	Iles	Schwegmann
Bruce	Jenkins	Shaw
Bruneau	Johns	Smith, J.D.—50th
Carter	Kennard	Smith, J.R.—30th
Chaisson	Kenney	Sneed
Copelin	Lancaster	Stelly
Crane	Landrieu	Theriot
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	Marionneaux	Toomy
Denville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McCallum	Waddell
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Montgomery	Weston
Farve	Morrell	Wiggins
Faucheux	Morrish	Wilkerson
Fontenot	Murray	Willard
Frith	Nevers	Windhorst
Fruge	Odinot	Winston
Gautreaux	Perkins	Wooton
Glover	Pierre	Wright
Green	Pinac	
Guillory	Powell	
Total—97		

NAYS

Hammett  
Total—1

ABSENT

Clarkson	Jetson	Strain
Flavin	Mitchell	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Hebert moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 378— BY SENATOR DYESS

AN ACT

To enact R.S. 49:155.5, relative to state symbols; to designate "Leadership" by Jean McGivney Boese as the official state legislative poem; and to provide for related matters.

Read by title.

Rep. Wiggins moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hill	Quezaire
Alario	Hopkins	Riddle
Ansardi	Hunter	Romero
Barton	Iles	Salter
Baudoin	Jenkins	Scalise
Baylor	Johns	Schneider
Bowler	Kennard	Schwegmann
Bruneau	Kenney	Shaw

Carter	Lancaster	Smith, J.D.—50th
Damico	Landrieu	Smith, J.R.—30th
Daniel	LeBlanc	Sneed
Denville	Long	Stelly
DeWitt	Marionneaux	Theriot
Diez	Martiny	Thompson
Doerge	McCain	Thornhill
Dupre	McCallum	Toomy
Durand	McDonald	Travis
Farve	McMains	Triche
Faucheux	Michot	Waddell
Flavin	Montgomery	Walsworth
Fontenot	Morrish	Warner
Frith	Murray	Wiggins
Fruge	Nevers	Wilkerson
Gautreaux	Odinot	Willard
Green	Perkins	Windhorst
Guillory	Pierre	Wright
Hammett	Pinac	
Heaton	Powell	
Total—82		

NAYS

Chaisson	Hebert	Welch
Copelin	Holden	Winston
Crane	Jetson	
Curtis	Pratt	
Total—10		

ABSENT

Alexander	Glover	Strain
Bruce	Hudson	Weston
Clarkson	Mitchell	Wooton
Donelon	Morrell	
Total—11		

The Chair declared the above bill was finally passed.

Rep. Wiggins moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 445— BY SENATOR COX

AN ACT

To amend and reenact R.S. 33:1967(A), relative to fire protection; to provide that a captain shall be in charge of each force on each shift employing seven or more employees, including the fire chief; to provide relative to the fire departments to which such provision is applicable; and to provide for related matters.

Read by title.

Rep. Dupre moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Heaton	Pratt
Alario	Hebert	Quezaire
Alexander	Hill	Riddle
Ansardi	Holden	Romero
Barton	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruneau	Iles	Schwegmann

Carter	Jenkins	Shaw
Chaisson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Theriot
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Marionneaux	Toomy
Doerge	McCain	Travis
Donelon	McCallum	Triche
Dupre	McDonald	Waddell
Durand	Michot	Warner
Farve	Mitchell	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Nevers	Windhorst
Glover	Odinet	Winston
Green	Perkins	Wright
Guillory	Pierre	
Hammett	Pinac	
Total—91		

NAYS

Total—0

ABSENT

Baudoin	Gautreaux	Powell
Bruce	Jetson	Strain
Clarkson	Martiny	Walsworth
Curtis	McMains	Wooton
Total—12		

The Chair declared the above bill was finally passed.

Rep. Dupre moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

#### SENATE BILL NO. 494— BY SENATOR THOMAS

AN ACT

To amend and reenact R.S. 13:2582(A), relative to justice of peace; to provide that a justice of peace must reside in the ward or district from which elected; and to provide for related matters.

Read by title.

Rep. Faucheux sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed Senate Bill No. 494 by Senator Thomas

#### AMENDMENT NO. 1

On page 1, at the end of line 13, add the following:

"The residency requirement of this Subsection shall not apply to justices of the peace in the parishes of St. John the Baptist and St. James."

Rep. Faucheux moved the adoption of the amendments.

Rep. Copelin objected.

By a vote of 29 yeas and 64 nays, the amendments were rejected.

Rep. Carter moved the final passage of the bill.

#### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Heaton	Powell
Alario	Hebert	Pratt
Alexander	Hill	Quezaire
Ansardi	Holden	Riddle
Baudoin	Hopkins	Romero
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Denville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Guillory	Pierre	
Hammett	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Barton	Clarkson	Strain
Total—3		

The Chair declared the above bill was finally passed.

Rep. Carter moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

#### SENATE BILL NO. 886— BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 33:1563(G), relative to coroners; to require submission of information required for a death certificate within ten days after the receipt of all test results associated with the investigation into the cause and manner of death; and to provide for related matters.

Read by title.

## Page 72 HOUSE

54th Day's Proceedings - June 15, 1999

Rep. Jack Smith sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Reengrossed Senate Bill No. 886 by Senator Smith

#### AMENDMENT NO. 1

On page 2, line 5, after "days", delete the remainder of the line.

#### AMENDMENT NO. 2

On page 2, delete line 6 and insert a period "."

On motion of Rep. Jack Smith, the amendments were adopted.

Rep. McCallum moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Chaisson	Jenkins	Shaw
Copelin	Johns	Smith, J.D.—50th
Crane	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Theriot
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Marionneaux	Toomy
Doerge	Martiny	Travis
Donelon	McCain	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Nevers	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wooton
Green	Pinac	Wright
Total—93		

#### NAYS

Total—0

#### ABSENT

Ansardi	Jetson	Strain
Carter	McCallum	Triche
Clarkson	Mitchell	
Holden	Odinet	
Total—10		

The Chair declared the above bill was finally passed.

Rep. McCallum moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 1007—

BY SENATOR BEAN

#### AN ACT

To enact R.S. 11:1921(A)(6), relative to the Parochial Employees' Retirement System; to provide for membership of unclassified employees of Caddo Parish; and to provide for related matters.

Read by title.

Rep. Hopkins sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hopkins to Engrossed Senate Bill No. 1007 by Senator Bean

#### AMENDMENT NO. 1

Delete House Committee Amendment No. 6 proposed by the House Committee on Retirement and adopted by the House of Representatives on June 8, 1999.

#### AMENDMENT NO. 2

Delete House Committee Amendment No. 10 proposed by the House Committee on Retirement and adopted by the House of Representatives on June 8, 1999, and on page 2, line 22, delete "a controlling opinion" and insert in lieu thereof "any revenue ruling to the effect"

On motion of Rep. Hopkins, the amendments were adopted.

Rep. Hopkins moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Hammett	Pratt
Alario	Heaton	Quezaire
Alexander	Hebert	Riddle
Ansardi	Hill	Romero
Barton	Holden	Salter
Baudoin	Hopkins	Scalise
Baylor	Hudson	Schneider
Bowler	Hunter	Schwegmann
Bruce	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Sneed
Copelin	Kennard	Stelly
Crane	Kenney	Theriot
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner



Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Fruge	Odinot	Wooton
Gautreaux	Perkins	Wright
Glover	Pierre	
Guillory	Powell	
Total—97		

NAYS

Total—0

ABSENT

Clarkson	McCain	Pinac
Green	Mitchell	Strain
Total—6		

The Chair declared the above bill was finally passed.

Rep. Hopkins moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 1049—**  
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 40:1797, relative to law enforcement agencies; to provide with respect to seized firearms; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Denville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner

Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Winston
Gautreaux	Nevers	Wooton
Glover	Odinot	Wright
Green	Perkins	
Total—101		

NAYS

Windhorst  
Total—1

ABSENT

Strain  
Total—1

The Chair declared the above bill was finally passed.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 1080—**  
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 11:1318, relative to State Police Retirement Fund; to provide for payment of survivor's benefits to a totally disabled child; and to provide for related matters.

Read by title.

Rep. Wilkerson sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Wilkerson to Engrossed Senate Bill No. 1080 by Senator Lentini

AMENDMENT NO. 1

On page 1, line 2, between "reenact" and "relative" delete "R.S. 11:1318," and insert in lieu thereof "R.S. 11:1318 and to repeal R.S. 11:1317,"

AMENDMENT NO. 2

On page 1, line 3, between "to a" and "totally" insert "minor child or a"

AMENDMENT NO. 3

On page 1, line 9, between "Pension of" and "physically" insert "minor children or"

AMENDMENT NO. 4

On page 1, line 11, between "surviving" and "totally" insert "minor child or children, or"

AMENDMENT NO. 5

On page 2, between lines 9 and 10, insert "Section 2. R.S. 11:1317 is hereby repealed in its entirety."

AMENDMENT NO. 6

## Page 74 HOUSE

54th Day's Proceedings - June 15, 1999

On page 2, at the beginning of line 10, delete "Section 2." and insert in lieu thereof "Section 3."

Rep. Wilkerson moved the adoption of the amendments.

Rep. Stelly objected.

By a vote of 48 yeas and 48 nays, the amendments were rejected.

Rep. Stelly moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander	Hammett	Pratt
Ansardi	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Carter	Hunter	Schwegmann
Chaisson	Iles	Shaw
Clarkson	Jenkins	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thornhill
Denville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Fruge	Odinet	Wooton
Gautreaux	Perkins	Wright
Glover	Pierre	
Total—95		

#### NAYS

Total—0

#### ABSENT

Barton	Long	Thompson
Jetson	Mitchell	Walsworth
Kennard	Strain	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Stelly moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 1087—

BY SENATOR SCHEDLER

#### AN ACT

To amend and reenact R.S. 11:2260(A)(11)(f)(i), relative to the Firefighters' Retirement System; to authorize certain fire protection district employees to become members of the system; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. Schneider, the bill was returned to the calendar.

### SENATE BILL NO. 54—

BY SENATORS LANDRY AND BAOJOIE

#### AN ACT

To amend and reenact R.S. 51:1, 293, and 471, relative to trade and commerce related to the Louisiana Stadium and Exposition District; to prohibit the sale of the name of the Superdome building without legislative approval; and to provide for related matters.

Read by title.

Rep. Copelin moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Alexander	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Carter	Johns	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Sneed
Copelin	Lancaster	Stelly
Crane	Landrieu	Theriot
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	Marionneaux	Toomy
Denville	Martiny	Travis
DeWitt	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Green	Pierre	
Guillory	Pinac	
Total—100		

NAYS

Jetson  
Total—1

ABSENT

Diez  
Total—2

Strain

The Chair declared the above bill was finally passed.

Rep. Copelin moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

#### SENATE BILL NO. 110—

BY SENATORS HOLLIS, BEAN, CAIN, COX, DYESS, HAINKEL, HINES, LAMBERT, LANDRY, LENTINI, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS, ULLO, BAJOEIE, BARHAM, BOISSIERE, CAMPBELL, CRAVINS, DARDENNE, DEAN, ELLINGTON, EWING, C. FIELDS, W. FIELDS, GREENE, IRONS, JORDAN, MALONE AND ROBICHAUX AND REPRESENTATIVES ANSARDI, BARTON, BAYLOR, BOWLER, BRUCE, BRUNEAU, CHAISSON, CLARKSON, DAMICO, DOERGE, DUPRE, DURAND, FAUCHEUX, FRITH, GAUTREAUX, GLOVER, HEATON, HEBERT, HILL, HOLDEN, JENKINS, JOHNS, KENNARD, LANCASTER, LANDRIEU, LONG, McDONALD, MICHOT, MONTGOMERY, MURRAY, ODINET, PERKINS, PINAC, POWELL, QUEZAIRE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, STELLY, VITTER, WADDELL, WESTON, WIGGINS AND WINDHORST

#### AN ACT

To enact R.S. 32:429.1, relative to the Department of Public Safety and Corrections; to provide for the establishment of a toll free hotline in the Department of Public Safety and Corrections; to provide for the accurate and complete information to be provided and the hours of operation; to require the hotline be operated by a person; and to provide for related matters.

Read by title.

Rep. Alexander sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alexander to Reengrossed Senate Bill No. 110 by Senator Hollis

##### AMENDMENT NO. 1

On page 1, line 2 after "To" insert the following "amend and reenact R.S. 32:1304(A)(1) and to"

##### AMENDMENT NO. 2

On page 1, line 3 after "Corrections;" insert the following "to provide relative motor vehicle inspections;"

##### AMENDMENT NO. 3

On page 1, line 9 after "Section 1." insert the following " R.S. 32:1304(A)(1) is hereby amended and reenacted and"

##### AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:

"§1304. Secretary to require periodical inspection

A.(1) The secretary shall at least once every other year, but not more frequently than twice each year, require that every motor vehicle, trailer, semitrailer, and pole trailer registered in this state be

inspected and that an official certificate of inspection and approval be obtained for such vehicle. The secretary shall honor out-of-state motor vehicle inspection stickers for all vehicles subsequently registered in this state until the expiration of such stickers. Upon the expiration of an out-of-state motor vehicle inspection sticker, the motor vehicle owner shall be required to obtain a Louisiana motor vehicle inspection sticker. However, overweight and oversize mobile homes requiring a state permit shall not be required to bear a certificate of approved inspection when being moved by a bonded carrier as defined by law nor shall used motor vehicles in transit by a dealer be required to have a certificate of inspection and approval.

\* \* \*

#### Point of Order

Rep. Jetson asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

#### Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

On motion of Rep. Alexander, the amendments were withdrawn.

Rep. Hebert sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed Senate Bill No. 110 by Senator Hollis, et al

##### AMENDMENT NO. 1

On page 2, after line 5, insert the following:

"Section 3. The provisions of this Act shall be applicable to all state agencies."

#### Point of Order

Rep. Travis asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

#### Ruling of the Chair

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

#### Motion

Rep. Jetson moved to end consideration of amendments.

Rep. Hebert objected.

By a vote of 71 yeas and 22 nays, the House agreed to end consideration of amendments.

Rep. Hebert moved the adoption of the amendments.

Rep. Jetson objected.

By a vote of 33 yeas and 64 nays, the amendments were rejected.

Rep. Travis moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Total—102		

**NAYS**

Total—0

**ABSENT**

Strain  
Total—1

The Chair declared the above bill was finally passed.

Rep. Travis moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 158—**  
BY SENATOR LENTINI

**AN ACT**

To enact Section 1-A of Chapter 4 of Title XXIV of Book III of the Louisiana Civil Code, to be comprised of Art. 3493.1, relative to prescription; to provide for a two-year prescriptive period for damages which are sustained as a result of certain criminal acts; to provide for the procedure in which prescription begins to run; to specify limits on the applicability; and to provide for related matters.

Read by title.

Rep. Thornhill moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Sneed
Copelin	Kenney	Stelly
Crane	Lancaster	Theriot
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrish	Willard
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Fruge	Odinet	Wooton
Gautreaux	Perkins	Wright
Glover	Pierre	
Green	Pinac	
Total—100		

**NAYS**

Total—0

**ABSENT**

Jetson  
Total—3

The Chair declared the above bill was finally passed.

Rep. Thornhill moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 158—**  
BY SENATOR LENTINI

**AN ACT**

To enact R.S. 40:1299.44(D)(6), relative to medical malpractice; to prohibit certain indemnity agreements by the Patient's Compensation Fund Oversight Board and its employees, agents, and representatives; to provide for discovery of certain evidence; and to provide for related matters.

Read by title.

Rep. Thornhill moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Total—99		

**NAYS**

Total—0

**ABSENT**

Kennard	Powell
Morrell	Strain
Total—4	

The Chair declared the above bill was finally passed.

Rep. Thornhill moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 198—**  
BY SENATOR W. FIELDS**AN ACT**

To amend and reenact R.S. 17:3048.1(A)(1)(a), relative to the Tuition Opportunity Program for Students; to provide relative to eligibility; to provide for residency requirements; and to provide for related matters.

Read by title.

Rep. Daniel sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Daniel to Re-reengrossed Senate Bill No. 198 by Senator W. Fields

**AMENDMENT NO. 1**

On page 1, line 2, after "(a)" and before "relative" delete the comma "," and insert "and to enact R.S. 17:3048.1(U),"

**AMENDMENT NO. 2**

On page 1, line 4, after "requirements;" and before "and" insert "to provide for the collection of certain information from recipients of awards;"

**AMENDMENT NO. 3**

On page 1, at the end of line 6, insert "and R.S. 17:3048.1(U) is hereby enacted"

**AMENDMENT NO. 4**

On page 3, between lines 5 and 6, insert the following:

"§3048.1. Program awards; eligibility; amounts; limitations; funding; administration

\* \* \*

U. Annually, the Louisiana Student Financial Assistance Commission shall, with the cooperation and assistance of the state's institutions of postsecondary education, query each first-time recipient of a Tuition Opportunity Program for Students award to determine the extent to which receiving the award influenced the decision of the student to attend a Louisiana college or university."

On motion of Rep. Daniel, the amendments were adopted.

Rep. Welch moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis

## Page 78 HOUSE

54th Day's Proceedings - June 15, 1999

Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinot	Wooton
Green	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Strain  
Total—1

The Chair declared the above bill was finally passed.

Rep. Welch moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 217—

BY SENATOR MALONE

#### A JOINT RESOLUTION

Proposing to amend Article IV, Section 5(E)(1) of the Constitution of Louisiana, relative to the powers and duties of the governor; to limit the automatic pardon provision to persons convicted of a non-violent crime; to specify an election date for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Rep. Hopkins moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Quezaire
Alexander	Hammett	Riddle
Ansardi	Heaton	Romero
Barton	Hebert	Salter
Baudoin	Hill	Scalise
Baylor	Holden	Schneider
Bowler	Hopkins	Schwegmann
Bruce	Hudson	Shaw
Bruneau	Hunter	Smith, J.D.—50th
Carter	Iles	Smith, J.R.—30th
Chaisson	Jenkins	Sneed
Clarkson	Johns	Stelly
Copelin	Kennard	Theriot
Crane	Kenney	Thompson
Curtis	Lancaster	Thornhill
Damico	Landrieu	Toomy
Daniel	LeBlanc	Travis
Deville	Long	Triche
DeWitt	Marionneaux	Waddell
Diez	Martiny	Walsworth
Doerge	McCallum	Warner

Donelon	McDonald	Weston
Dupre	McMains	Wiggins
Durand	Michot	Wilkerson
Farve	Montgomery	Willard
Faucheux	Morrish	Windhorst
Fontenot	Nevers	Winston
Frith	Odinot	Wooton
Fruge	Perkins	Wright
Gautreaux	Pierre	
Glover	Pinac	
Total—94		

NAYS

Jetson	Morrell	Murray
Total—3		

ABSENT

Flavin	Mitchell	Strain
McCain	Pratt	Welch
Total—6		

The Chair declared the above bill was finally passed.

Rep. Hopkins moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 256—

BY SENATORS HINES, EWING, IRONS, BAJOIE, SCHEDLER, DARDENNE, HAINKEL, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CASANOVA, CRAVINS, DYESS, ELLINGTON, C. FIELDS, W. FIELDS, HOLLIS, JOHNSON, JONES, LAMBERT, LANDRY, LENTINI, ROBICHAUX, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS

#### AN ACT

To amend and reenact R.S. 46:976(A)(5), (B)(1) and (2), the introductory paragraph of (C), (D), and (E) and to repeal R.S. 46:976(F), relative to the Children's Health Insurance Program; to expand eligibility criteria for the program and for implementation thereof; to provide relative to a private insurance model; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Alexander moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Perkins
Alario	Guillory	Pierre
Alexander	Hammett	Pinac
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Holden	Romero
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Schwegmann
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Sneed
Crane	Kennard	Stelly
Curtis	Kenney	Theriot

Damico	Lancaster	Thompson
Daniel	Landrieu	Toomy
Deville	LeBlanc	Travis
DeWitt	Long	Triche
Diez	Marionneaux	Waddell
Doerge	Martiny	Warner
Donelon	McCain	Welch
Dupre	McCallum	Weston
Durand	McDonald	Wiggins
Farve	McMains	Wilkerson
Faucheux	Michot	Willard
Flavin	Mitchell	Windhorst
Fontenot	Montgomery	Winston
Frith	Morrell	Wooton
Fruge	Morrish	Wright
Gautreaux	Nevers	
Glover	Odinet	
Total—97		

NAYS

Total—0

ABSENT

Murray	Shaw	Thornhill
Powell	Strain	Walsworth
Total—6		

The Chair declared the above bill was finally passed.

Rep. Alexander moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 257—**

BY SENATORS DYESS AND ELLINGTON AND REPRESENTATIVE WIGGINS

**A JOINT RESOLUTION**

Proposing to amend Article VIII, Section 13(D) of the Constitution of Louisiana, to remove the grant to the school system operated in Wards 9, 10, and 11 of Rapides Parish that it shall be regarded and treated as a parish and shall have the authority granted parishes, including the purposes of funding and the raising of certain local revenues for the support of elementary and secondary schools; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Wiggins moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw

Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Denville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Strain  
Total—1

The chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

Rep. Wiggins moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 1079—**

BY SENATORS DYESS AND ELLINGTON AND REPRESENTATIVE WIGGINS

**AN ACT**

To repeal R.S. 17:62 and 73, as enacted by Act No. 973 of the 1995 Regular Session and amended by Act No. 74 of the 1998 First Extraordinary Session, and to repeal R.S. 17:62.1, as enacted by Act No. 74 of the 1998 First Extraordinary Session, relative to the provisions for a school system comprised of portions of Rapides Parish; to repeal such provisions; to provide for effectiveness and for implementation; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Wiggins moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle

# Page 80 HOUSE

54th Day's Proceedings - June 15, 1999

Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Strain  
Total—1

The Chair declared the above bill was finally passed.

Rep. Wiggins moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

## SENATE BILL NO. 397— BY SENATOR HOLLIS

AN ACT

To enact R.S. 42:874(B)(9), relative to the powers of the Board of Trustees of the State Employees Group Benefits Program; to authorize the board to delete certain debts from the financial records of the board; and to provide for related matters.

Read by title.

Rep. McMains sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McMains to Engrossed Senate Bill No. 397 by Senator Hollis

#### AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert in lieu thereof the following:

"To amend and reenact R.S. 42:872(E) and 874(A)(3) and to enact R.S. 42:874(B)(9) and 875.1, relative to the Board of Trustees of"

#### AMENDMENT NO. 2

On page 1, line 3, after "Program;" and before "to authorize" insert "to provide for attendance requirements relative to removal of members; to provide for funding certification of the benefits program;"

#### AMENDMENT NO. 3

On page 1, delete line 7 in its entirety and insert in lieu thereof the following:

"Section 1. R.S. 42:872(E) and 874(A)(3) are hereby amended and reenacted and R.S. 42:874(B)(9) and 875.1 are hereby enacted to read as follows:

§872. Composition of board

\* \* \*

E. Attendance. In the event that any member of the board is ~~not present for~~ absent from all scheduled board and committee meetings within a consecutive three-month period, the board shall declare a vacancy in that position. Such vacancy shall be filled as provided in Subsection D of this Section. Nothing in this Subsection shall be construed to prohibit the reappointment or reelection of any person removed under these provisions. This Subsection shall not apply to the member as provided in Paragraph A(3) of this Section.

\* \* \*

#### AMENDMENT NO. 4

On page 1, delete line 9 in its entirety and insert in lieu thereof the following:

"A.

\* \* \*

(3) The board shall exercise its powers, duties, functions, and responsibilities and shall administer and implement the programs authorized in this Section independently of the commissioner of administration, except as specifically provided in R.S. 42:875 and 875.1."

#### AMENDMENT NO. 5

On page 2, between lines 2 and 3, insert the following:

"\* \* \*

§875.1. Certification of funding; commissioner of administration

No plan or plans of benefits adopted by the board in accordance with the provisions of this Chapter or other applicable laws shall be implemented prior to certification by the commissioner of administration that appropriate funding is available for such plan or plans of benefits."

On motion of Rep. McMains, the amendments were adopted.

Rep. Travis moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:



## YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Sneed
Crane	Lancaster	Stelly
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—101		

## NAYS

Total—0

## ABSENT

Jetson	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. Travis moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 441—**  
BY SENATOR COX

## AN ACT

To amend and reenact R.S. 33:4065.1(A) and 4065.2(A), (B) and (F), 4065.3(C) and (G), 4065.4(B) and (C), and 4065.5 and R.S. 40:5.6, to repeal R.S. 33:4065.2(D) and (H), and to rename the title of Subpart F-1 of Part II of Chapter 9 of Title 33 of the Louisiana Revised Statutes of 1950, relative to safe drinking water; to provide for the development, management, and maintenance of safe water supplies for residential, commercial, and governmental users; to provide for monitoring of public water supplies; to provide for certain sewage and water districts and for the composition and functions of such districts to develop, monitor, and maintain safe public water supplies and the disposal or treatment of contaminated public water supplies in certain municipalities; and to provide for related matters.

Read by title.

Rep. Odinet sent up floor amendments which were read as follows:

## HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Odinet to Re-reengrossed Senate Bill No. 441 by Senator Cox

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 33:4065.1" delete "(A)"

AMENDMENT NO. 2

On page 1, line 15, after "R.S. 33:4065.1" delete "(A)"

AMENDMENT NO. 3

On page 2, line 14, delete the asterisks and insert the following:

"B. The boundaries of the district shall consist of the area between Chef Menteur Pass and Rigolets Pass along both sides of U.S. Highway 90 for approximately 46,000 lineal feet, including, those camps along the Old Hospital Road and on Lake Catherine in the vicinity of the Old Hospital Road in Sections 24 and 25, Township 10, Range 14 and the Fort Pike Subdivision including the surrounding area of the subdivision. ~~those camps along the Lakeshore, extending from New Orleans Lakefront Airport on the West to a point approximately 3,400 feet past Paris Road and Lake Pontchartrain on the east; Irish Bayou extending along Highway 11, bounded by I-10 on the North and the Hurricane Protection Levee crossing on the South, to a point plus or minus 400' south of the intersection of Kernard Avenue as projected with Gentilly Road; thence Northerly along Kernard Avenue as projected to its intersection with Gentilly Road; thence Westerly along Gentilly Road to its intersection of the center line of Wright Road right-of-way as extended; thence Northerly along Wright Road right-of-way as extended to its intersection with the Northern boundary of the Almonaster-Michoud Industrial District.~~"

On motion of Rep. Odinet, the amendments were adopted.

Rep. Guillory moved the final passage of the bill, as amended.

## ROLL CALL

The roll was called with the following result:

## YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Sneed
Crane	Lancaster	Stelly
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thompson

## Page 82 HOUSE

54th Day's Proceedings - June 15, 1999

Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Jetson	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. Guillory moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 540—

BY SENATORS HINES, SCHEDLER, DYESS AND ROMERO  
AN ACT

To amend and reenact R.S. 9:344, relative to visitation rights of grandparents and siblings in certain circumstances; to provide for reasonable visitation rights for grandparents and siblings when the parent of the minor child is incarcerated; and to provide for related matters.

Read by title.

Rep. Hebert sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Deville to Engrossed Senate Bill No. 540 by Senator Hines

#### AMENDMENT NO. 1

On page 1, at the end of line 2, insert a semicolon ";" and delete lines 3 through 5 in their entirety, and insert the following:

to authorize the court to award reasonable visitation rights to grandparents when such visitation would be in the best interest of the child; and to provide for related matters.

#### AMENDMENT NO. 2

On page 1, delete lines 10 through 15 in their entirety and delete lines 1 through 12 on page 2, and insert the following:

"A. ~~If one of the parties to a marriage dies or is interdicted and there is a minor child or children of such marriage, the parents of the deceased or interdicted party without custody of such minor child or children may have~~ The court may, upon verified petition filed by a

~~grandparent of a minor child, award reasonable visitation rights to the child or children of the marriage during their minority; grandparent if the court in its discretion finds that such visitation rights would be in the best interest of the child or children: minor child; however, said visitation rights shall be subordinate to the visitation rights of the parents. In determining the best interest of the minor child, the court shall consider:~~

(1) The willingness of the grandparent to encourage a close relationship between the minor child and his parents.

(2) The length and quality of the prior relationship between the minor child and his grandparent.

(3) The preference of the minor child if he is determined to be of sufficient maturity to express a preference.

(4) The mental and physical health of the minor child and the grandparent.

(5) The opinions of the parent or parents concerning the best interest of the minor child.

~~B. When the parents of a minor child or children live in concubinage and one of the parents dies, the parents of the deceased party may have reasonable visitation rights to the child or children during their minority, if the court in its discretion finds that such visitation rights would be in the best interest of the child or children:~~

~~C. If one of the parties to a marriage dies, the siblings of a minor child or children of the marriage may have reasonable visitation rights to such child or children during their minority: minor child if the court in its discretion finds that such visitation rights would be in the best interest of the child or children: minor child."~~

Rep. Hebert moved the adoption of the amendments.

Rep. Bowler objected.

By a vote of 96 yeas and 4 nays, the amendments were adopted.

Rep. Hebert moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche

Doerge	McCain	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Frige	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Pierre	Wright
Green	Pinac	
Total—98		

## NAYS

Bowler	McCallum	Perkins
Total—3		

## ABSENT

Jetson	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. Hebert moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 589—**  
BY SENATOR SCHEDLER

## AN ACT

To amend and reenact R.S. 9:315.21, relative to child support judgments; to revise the effective dates of child support judgments in certain circumstances; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Thornhill, the bill was returned to the calendar.

**SENATE BILL NO. 597 (Duplicate of House Bill nO. 679)—**  
BY SENATOR SCHEDLER AND REPRESENTATIVE JOHNS AND  
COAUTHORED BY SENATOR HINES AND BY REPRESENTATIVE  
MCMAINS

## AN ACT

To amend and reenact R.S. 9:2797 and Civil Code Art.2322.1, and to enact R.S. 9:5628.1, relative to the prescriptive and peremptive periods for liability from the use of blood and tissue; to provide for a prescriptive period of one year and a peremptive period of three years from the date of the cause of action, act, omission, or neglect; to provide for the effectiveness of such provisions; to provide for definitions; to provide relative to the burden of proof; to provide for the date actions must be filed; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

## YEAS

Mr. Speaker	Green	Riddle
Alario	Guillory	Romero
Alexander	Hammett	Salter
Ansardi	Heaton	Scalise
Barton	Hebert	Schneider
Baudoin	Hill	Schwegmann
Bowler	Hopkins	Shaw
Bruce	Hudson	Smith, J.D.—50th
Bruneau	Iles	Smith, J.R.—30th
Carter	Johns	Sneed
Chaisson	Kennard	Stelly
Clarkson	Kenney	Theriot
Copelin	Lancaster	Thompson
Crane	Long	Thornhill
Curtis	Marionneaux	Toomy
Damico	Martiny	Travis
Daniel	McCain	Triche
Denville	McCallum	Waddell
DeWitt	McDonald	Walsworth
Diez	McMains	Warner
Doerge	Michot	Welch
Donelon	Mitchell	Weston
Dupre	Montgomery	Wiggins
Durand	Morrish	Wilkerson
Faucheux	Nevers	Willard
Flavin	Odinet	Windhorst
Fontenot	Pierre	Winston
Frith	Pinac	Wooton
Frige	Powell	Wright
Gautreaux	Pratt	
Glover	Quezaire	
Total—91		

## NAYS

Baylor	Hunter	Morrell
Farve	Jenkins	Murray
Holden	Jetson	Perkins
Total—9		

## ABSENT

Landrieu	LeBlanc	Strain
Total—3		

The Chair declared the above bill was finally passed.

Rep. Johns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 672—**  
BY SENATOR HAINKEL

## AN ACT

To enact R.S. 49:316.1, relative to state agencies; to authorize state departments, agencies, boards, and commissions to accept credit, debit or similar cards in payment of obligations; to authorize the treasurer to contract with providers for such card services to state departments, agencies, boards and commissions; to require the treasurer to promulgate rules and guidelines for the processing of credit and debit card transactions with the treasury; and to provide for related matters.

Read by title.

Rep. Bruneau moved the final passage of the bill.

**ROLL CALL**

## Page 84 HOUSE

54th Day's Proceedings - June 15, 1999

The roll was called with the following result:

### YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Johns	Shaw
Clarkson	Kennard	Smith, J.D.—50th
Copelin	Kenney	Smith, J.R.—30th
Crane	Lancaster	Sneed
Curtis	Landrieu	Stelly
Damico	LeBlanc	Theriot
Daniel	Long	Thompson
Deville	Marionneaux	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Total—99		

### NAYS

Total—0

### ABSENT

Holden	Strain
Jetson	Travis
Total—4	

The Chair declared the above bill was finally passed.

Rep. Bruneau moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 689— BY SENATOR HAINKEL

#### AN ACT

To enact R.S. 39:1547, relative to the office of risk management; to create a return to work program; to establish as the goal of the program the safe and expedient return of state employees with job related injuries and illnesses to transitional or regular employment; to provide for the design of the program; to provide for periodic reporting; and to provide for related matters.

Read by title.

Rep. Bruneau moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

### YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Johns	Shaw
Clarkson	Kennard	Smith, J.D.—50th
Copelin	Kenney	Smith, J.R.—30th
Crane	Lancaster	Sneed
Curtis	Landrieu	Stelly
Damico	LeBlanc	Theriot
Daniel	Long	Thompson
Deville	Marionneaux	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Total—99		

### NAYS

Total—0

### ABSENT

Holden	Strain
Jetson	Travis
Total—4	

The Chair declared the above bill was finally passed.

Rep. Bruneau moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 782— BY SENATOR LENTINI

#### AN ACT

To enact R.S. 46:56 (F)(10), relative to records and reports concerning certain persons; to provide limited access to complaints against caregivers for certain persons; to provide for retroactive application; to provide for an effective date; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. Green, the bill was returned to the calendar.

**SENATE BILL NO. 801—**  
BY SENATOR MALONE

## AN ACT

To enact R.S. 47:463.57 and R.S. 56:10(B)(9), relative to revenue and taxation; to provide relative to license plates; to establish the Coastal Conservation Association license plate; to provide for a fee; to create the "coastal conservation account"; to provide for department approval of logo or symbol; and to provide for related matters.

Read by title.

Rep. Hopkins sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hopkins to Engrossed Senate Bill No. 801 by Senator Malone

**AMENDMENT NO. 1**

Delete all House Committee Amendments proposed by the House Committee on Transportation, Highways and Public Works and adopted by the House on June 9, 1999.

**AMENDMENT NO. 2**

On page 1, line 2, delete "R.S. 47:463.57 and R.S. 56:10(B)(9)" and insert in lieu thereof "Chapter 3-A of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:231 through 233"

**AMENDMENT NO. 3**

On page 1, line 3, after "taxation;" delete the remainder of the line and delete lines 4 through 6 and insert in lieu thereof the following:

"to create and provide for the disposition of ad valorem property taxes derived from the Stripper Property Tax Relief Fund; to provide for the administration of the program and powers and duties of the commissioner of conservation; to prohibit the participation of certain legislators, their spouses, and legal entities related to them; and to provide for related matters."

**AMENDMENT NO. 4**

On page 1, line 8, delete "R.S. 47:463.57" and insert "Chapter 3-A of Title 30 of the Louisiana Revised Statutes of 1950, comprised of R.S. 30:231 through 233"

**AMENDMENT NO. 5**

On page 1, delete lines 9 through 16, and on page 2, delete lines 1 through 27

**AMENDMENT NO. 6**

On page 3, delete lines 1 through 7 and insert the following:

**"CHAPTER 3-A. LOUISIANA STRIPPER  
PROPERTY TAX RELIEF FUND****§231. Declaration of public policy**

The legislature does hereby declare that a decline in the price of oil and gas dramatically affects Louisiana's marginally producing oil and gas wells in that such low prices make it difficult if not impossible for the owners of such wells to bear the burden of the ad

valorem property tax: a tax which must be paid despite a lack of income from the well with which to pay it. Understanding the need of the local governments which rely upon such tax as the basis for their funding, the legislature hereby deems it in the best interest of the state that both producers from marginal wells and local governments be assisted by the creation of this fund.

**§232. Louisiana Stripper Property Tax Relief Fund; disposition of funds**

A. Money equal to the amount necessary to fund the program as provided for in R.S. 30:232, shall be deposited into the state treasury immediately upon receipt of the collections from the severance tax on oil and gas as provided for in R.S. 47:633 received by the state each fiscal year. However, the amount deposited in the fund shall not exceed two percent of such state oil and gas severance tax each fiscal year, or four million dollars, whichever is less.

B.(1) After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and prior to money being placed in the state general fund, an amount equal to that deposited as required by Subsection (A) of this Section shall be credited to a special fund hereby created in the state treasury to be known as the Louisiana Stripper Property Tax Relief Fund. The money in this fund shall be used solely as provided in Subsection (C) of this Section.

(2)(a) All unexpended and unencumbered money in this fund at the end of the fiscal year shall be deposited into the state general fund.

(b) The money in this fund shall be invested by the state treasurer in the same manner as monies in the state general fund and interest earned on the investment of these monies shall be credited to this fund, again, following compliance with the requirement of Article VII, Section 9(B) relative to the Bond Security and Redemption Fund.

C. The money in the Louisiana Stripper Property Tax Relief Fund shall be used solely for the implementation of a Stripper and Incapable Well Property Tax Relief Program by the commissioner of conservation as provided for in R.S. 30:233. None of the money in the fund shall be used to administer the program.

**§233. The Stripper Property Tax Relief Program**

A. The Stripper Property Tax Relief Program shall consist of the following:

Any operator of a well defined for severance tax purposes for an entire ad valorem property tax year as a stripper well pursuant to R.S. 47:633(7)(c)(i)(aa), shall be entitled to be reimbursed for one-twelfth of the amount of ad valorem property tax paid on the well, on related LAW [Lease Unit Well(s)] Code well(s), and on facilities directly related to such well(s) for such tax year, if the monthly field price of oil paid or posted for oil by the designated crude oil purchaser of record with the commissioner of conservation is below fifteen dollars per barrel for any month of such year. The operator shall be responsible for the distribution on a pro rata basis of the refund to those parties who hold a working interest in the well.

B. The reimbursement provided for in this Chapter shall be made by the commissioner from the Louisiana Stripper Property Tax Relief Fund within three months of the date the operator submits to him evidence of the payment of ad valorem property tax on the well and the related facilities for the tax year, if the Department of Revenue, upon written application, provides written certification that the well met the qualifications provided for in Subsection (A) for the entire tax year.

C. The commissioner shall promulgate rules and regulations pursuant to the Administrative Procedure Act in order to implement the provisions of this Chapter.

D.(1) Notwithstanding any other law to the contrary, no legislator who files a notarized statement with the Board of Ethics either before or after the effective date of this Chapter pledging that he, or he and his spouse, will not take advantage of any benefit provided for in this Chapter, and no spouse of such legislator if the legislator has included the spouse in such statement, nor any corporation, partnership, or other legal entity in which he or they own any interest, except publicly traded corporations, shall be the recipient of any benefit provided for in this Chapter.

(2) The provisions of this Subsection shall not be interpreted as modifying any other requirements or prohibitions of the Code of Governmental Ethics as provided for in Chapter 15 of Title 42 of the Louisiana Revised Statutes of 1950, and such legislator, spouse, and other legal entities in which the legislator and/or the spouse of such legislator owns any interest, shall be subject to all such requirements and prohibitions.

Section 2. This Act shall become effective on July 1, 1999."

### Point of Order

Rep. Hebertasked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

### Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

On motion of Rep. Hopkins, the amendments were withdrawn.

Rep. Hopkins moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander	Guillory	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Denville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner

Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard
Fontenot	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Nevers	Wooton
Gautreaux	Perkins	Wright

Total—96

#### NAYS

Jetson	Odinet
McCain	Theriot

Total—4

#### ABSENT

Hammett	Powell	Strain
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Total—3

The Chair declared the above bill was finally passed.

Rep. Hopkins moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 819—

BY SENATOR EWING

#### AN ACT

To amend and reenact R.S. 39:128(B), relative to certain higher education capital outlay projects; to index the threshold for the exemption of such projects for the capital outlay process; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Denville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner

Farve	Michot	Welch
Fauchoux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinot	Wooton
Green	Perkins	Wright

Total—102

NAYS

Total—0

ABSENT

Strain

Total—1

The Chair declared the above bill was finally passed.

Rep. Alario moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 844—**

BY SENATOR JOHNSON

**AN ACT**

To amend and reenact R.S. 30:2025(E)(1)(a), relative to penalties for dumping harmful substances; to increase the penalties for discharging, emitting, or disposing of harmful substances in violation of environmental law, regulation, permit, or license; and to provide for related matters.

Read by title.

Rep. Guillory sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Guillory to Engrossed Senate Bill No. 844 by Senator Johnson

**AMENDMENT NO. 1**

On page 1, line 2, after "R.S. 30:2025(E)(1)(a)" insert "and to enact R.S. 30:2027.1, relative to the Department of Environmental Quality;"

**AMENDMENT NO. 2**

On page 1, line 5, after "license;" insert " to provide relative to the use of certain monies from certain penalties for discharging, emitting, or disposing of harmful substances in violation of environmental law; to provide relative to reporting of the illegal disposal of hazardous waste by tank truck, trailer, or other vehicle; to authorize the development of an environmental watchdog program; to provide duties, terms, conditions, procedures, and requirements; to provide relative to reward amounts; to provide for rules and regulations; to provide for confidentiality; to establish the Environmental Watchdog Fund; to provide relative to the monies in such fund; to provide relative to the use of monies in the fund;"

**AMENDMENT NO. 3**

On page 1, line 7, after "reenacted" insert "and R.S. 30:2027.1 is hereby enacted "

**AMENDMENT NO. 4**

On page 2, after line 8, insert the following:

"§2027.1. Reporting of the illegal disposal of hazardous waste by tank truck, trailer, or other vehicle

A. The Environmental Watchdog Program is hereby established within the office of the secretary of the Department of Environmental Quality.

B. The program shall do the following:

(1) Create, maintain, and promote a statewide environmental watchdog program in order to assist in the detecting and reporting of illegal disposal of hazardous waste by tank truck, trailer, or other vehicle.

(2) Determine which individuals shall be rewarded for reporting information used in detecting and combating illegal disposal of hazardous waste by tank truck, trailer, or other vehicle.

(3) Determine the amount of any reward to be paid or other incentives to be provided for the reporting of information used in detecting and combating illegal disposal of hazardous waste by tank truck, trailer, or other vehicle.

(4) Foster the reporting by the public of illegal disposal of hazardous waste by tank truck, trailer, or other vehicle.

(5) Adopt rules and regulations in accordance with the Administrative Procedure Act to implement the program.

(6) Accept gifts, grants, and donations for the furtherance of the program.

(7) The rewards authorized in this Section shall be paid from the fines and civil penalties collected from persons who have been fined or penalized pursuant to R.S. 30:2025 for violations of this Subtitle which result from the illegal disposal of hazardous waste by tank truck, trailer, or other vehicle, as well as from any gifts, grants, or donations, as determined by the secretary in the rules and regulations to be promulgated.

C. Notwithstanding the provision of any other law to the contrary, the identity of each person who submits information under the crimestoppers program and any information which may lead to the disclosure of that person's identity shall be kept confidential. Further, the identity of any person reported for illegal disposal of hazardous waste by tank truck, trailer, or other vehicle shall be kept confidential until that person is arraigned, fined, assessed penalties, indicted, or charged under the provisions of this Subtitle.

D. For the purpose of this Section, "illegal disposal of hazardous waste by tank truck, trailer, or other vehicle" is the intentional disposal of hazardous wastes as defined in this Subtitle by any person, while utilizing any type of truck, trailer, tanker, or other highway or road transportation vehicle, by methods, means, processes or procedures that are not authorized by law or rule.

E. Subject to the exceptions contained in Article VII, Section 9 of the Constitution of Louisiana, all monies collected under R.S. 30:2027.1 shall be paid into the state treasury and shall be credited to the Bond Security and Redemption Fund. Out of the funds remaining in the Bond Security and Redemption Fund, after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state which become due and payable within a fiscal year, the treasurer shall, prior to placing such remaining funds in the state general fund, pay into a special fund, which is hereby created in the state treasury and designated as the "Environmental Watchdog Fund", hereinafter referred to as the fund,

## Page 88 HOUSE

54th Day's Proceedings - June 15, 1999

an amount equal to all monies collected under R.S. 30:2027.1. The amount of money deposited out of the money collected pursuant to R.S. 30:2027.1 shall not exceed one hundred thousand dollars annually. Any monies in excess of that amount shall revert to the general fund.

Monies in the fund shall be used only for the purposes provided in R.S. 30:2027.1, in accordance with rules and regulations to be promulgated therein."

Rep. Guillory moved the adoption of the amendments.

Rep. Martiny objected.

A record vote was asked for and ordered by the House.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Baudoin	Holden	Pierre
Baylor	Hudson	Pratt
Bruce	Hunter	Quezaire
Carter	Iles	Schwegmann
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Kenney	Theriot
Curtis	Landrieu	Thornhill
Doerge	LeBlanc	Travis
Dupre	Marionneaux	Triche
Farve	Mitchell	Welch
Glover	Montgomery	Weston
Green	Morrell	Wilkerson
Guillory	Murray	Willard
Hill	Odinot	Wright
Total—42		

#### NAYS

Mr. Speaker	Gautreaux	Powell
Alario	Hammett	Riddle
Ansardi	Hebert	Romero
Barton	Hopkins	Salter
Bowler	Jenkins	Scalise
Bruneau	Johns	Schneider
Chaisson	Kennard	Shaw
Crane	Martiny	Smith, J.D.—50th
Damico	McCain	Sneed
Daniel	McCallum	Stelly
Denville	McDonald	Toomy
DeWitt	McMains	Waddell
Diez	Michot	Warner
Donelon	Morrish	Wiggins
Faucheux	Nevers	Windhorst
Flavin	Perkins	Winston
Fontenot	Pinac	Wooton
Total—51		

#### ABSENT

Alexander	Heaton	Thompson
Durand	Lancaster	Walsworth
Frith	Long	
Fruge	Strain	
Total—10		

The amendment were rejected.

Rep. Damico moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Hammett	Pratt
Alario	Heaton	Quezaire
Alexander	Hebert	Riddle
Ansardi	Hill	Romero
Barton	Holden	Salter
Baudoin	Hopkins	Scalise
Baylor	Hudson	Schneider
Bowler	Hunter	Schwegmann
Bruce	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Kennard	Sneed
Clarkson	Kenney	Stelly
Copelin	Lancaster	Theriot
Crane	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	Marionneaux	Toomy
Denville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McCallum	Waddell
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Fruge	Odinot	Wooton
Gautreaux	Perkins	Wright
Glover	Pinac	
Green	Powell	
Total—97		

#### NAYS

Total—0

#### ABSENT

Curtis	Johns	Pierre
Guillory	Landrieu	Strain
Total—6		

The chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

Rep. Damico moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 863—

BY SENATORS HAINKEL, DARDENNE, BARHAM, SCHEDLER AND LANDRY AND REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE

#### AN ACT

To enact Chapter 48 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3471 through 3486, relative to the Millennium Port Authority; to create the authority and provide for a board of commissioners to govern the authority; to provide for the authority's powers, duties, and responsibilities; and to provide for related matters.

Read by title.



Rep. Diez sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Diez to Reengrossed Senate Bill No. 863 by Senator Hainkel

##### AMENDMENT NO. 1

On page 9, line 8, after "of the" and before "in" change "parish" to "local governmental subdivision"

##### AMENDMENT NO. 2

On page 9, line 26, after "cause" and before "at" delete "and"

On motion of Rep. Diez, the amendments were adopted.

Rep. Alario sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 863 by Senator Hainkel

##### AMENDMENT NO. 1

On page 10, line 10, before the period "." insert a comma "," and "subject to the approval of the House and Senate Committees on Transportation, Highways and Public Works"

##### AMENDMENT NO. 2

On page 10, line 14, before the period "." insert "subject to the approval of the Joint Legislative Committee on the Budget"

##### AMENDMENT NO. 3

On page 11, line 6, after "governor" insert a comma "," and the following "the House and Senate Committees on Transportation, Highways and Public Works and the Joint Legislative Committee on the Budget"

##### AMENDMENT NO. 4

On page 14, at the end of line 17, insert "subject to the approval of the House and Senate Committees on Transportation, Highways and Public Works"

##### AMENDMENT NO. 5

On page 16, line 17, after "borrow" and before "from" insert a comma "," and the following "with specific approval of the State Bond Commission."

##### AMENDMENT NO. 6

On page 16, at the end of line 27, before the period "." insert "subject to the specific approval of the State Bond Commission"

##### AMENDMENT NO. 7

On page 32, line 14, after "thereby." delete the remainder of the line, and delete lines 15 through 22 in their entirety, and insert the following "The State Bond Commission is"

##### AMENDMENT NO. 8

On page 32, line 27, after "Section." delete the remainder of the line, and on page 33, delete lines 1 through 4

##### AMENDMENT NO. 9

On page 34, at the end of line 20, before the period "." insert "and shall be subject to approval by the House and Senate Committees on Transportation, Highways and Public Works"

On motion of Rep. Alario, the amendments were adopted.

Rep. Travis sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Travis to Reengrossed Senate Bill No. 863 by Senator Hainkel

##### AMENDMENT NO. 1

On page 15, at the end of line 8, add the following:

"However, any legislator or any legal entity in which he has an interest is hereby prohibited from doing business with the authority."

On motion of Rep. Travis, the amendments were adopted.

Rep. Hopkins sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Hopkins, Montgomery, Barton, Glover, Waddell, Baylor, Shaw, and Bruce to Reengrossed Senate Bill No. 863 by Senator Hainkel

##### AMENDMENT NO. 1

On page 8, at the end of line 2, change "ten" to "eleven"

##### AMENDMENT NO. 2

On page 8, at the beginning of line 4, change "eight" to "nine"

##### AMENDMENT NO. 3

On page 9, between lines 13 and 14 insert the following:

"(g) One member shall be selected from a list of three names to be submitted by the Red River Waterway Parishes, who shall serve an initial term of four years."

Rep. Hopkins moved the adoption of the amendments.

Rep. Diez objected.

By a vote of 63 yeas and 30 nays, the amendments were adopted.

#### Speaker Pro Tempore Bruneau in the Chair

Rep. Murray sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Reengrossed Senate Bill No. 863 by Senator Hainkel

# Page 90 HOUSE

54th Day's Proceedings - June 15, 1999

## AMENDMENT NO. 1

On page 8, at the end of line 2, change "ten" to "twelve"

## AMENDMENT NO. 2

On page 8, at the beginning of line 4, change "eight" to "ten"

## AMENDMENT NO. 3

On page 9, between lines 13 and 14 insert the following:

"(g) One member shall be selected from a list of three names to be submitted by the International Longshoreman Association, who shall serve an initial term of five years."

"(h) One member shall be selected from a list of three names to be submitted by the Freight Handlers Association, who shall serve an initial term of five years"

Rep. Murray moved the adoption of the amendments.

Rep. Diez objected.

By a vote of 48 yeas and 48 nays, the amendments were rejected.

## **Motion**

Rep. Theriot moved to end consideration of amendments.

As a substitute motion, Rep. Copelin moved that the previous question be ordered on the amendments.

Rep. McCallum objected.

The vote recurred on the substitute motion.

By a vote of 32 yeas and 53 nays, the House refused to order the previous question on the amendments.

Rep. Theriot insisted on his motion to end consideration of amendments.

By a vote of 70 yeas and 24 nays, the motion was agreed to.

Rep. Diez moved the final passage of the bill, as amended.

## **ROLL CALL**

The roll was called with the following result:

### **YEAS**

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly

Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Faucheux	Michot	Wiggins
Fontenot	Montgomery	Wilkerson
Frith	Morrish	Willard
Fruge	Nevers	Windhorst
Gautreaux	Odinet	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright

Total—96

### **NAYS**

Farve	Murray
Morrell	Thornhill

Total—4

### **ABSENT**

Flavin	Mitchell	Strain
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Total—3

The Chair declared the above bill was finally passed.

Rep. Diez moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

## **SENATE BILL NO. 1005—**

BY SENATOR DEAN

### **AN ACT**

To amend and reenact R.S. 9:2798(B), relative to the limitation of liability of a volunteer athletic coach, manager, team volunteer health care provider, or official; to provide for cardiopulmonary resuscitation training; and to provide for related matters.

Read by title.

Rep. Odinet moved the final passage of the bill.

## **ROLL CALL**

The roll was called with the following result:

### **YEAS**

Mr. Speaker	Hammett	Pinac
Alario	Heaton	Powell
Alexander	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson

Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Frith	Morrish	Wilkerson
Fruge	Murray	Willard
Gautreaux	Nevers	Windhorst
Glover	Odinot	Winston
Green	Perkins	Wooton
Guillory	Pierre	Wright
Total—99		

NAYS

Total—0

ABSENT

Carter	Mitchell
Fontenot	Strain
Total—4	

The Chair declared the above bill was finally passed.

Rep. Odinet moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 1008—**

BY SENATORS ULLO, SCHEDLER, HAINKEL, ROMERO, BARHAM, COX, C. FIELDS, W. FIELDS AND SMITH

AN ACT

To enact Chapter 15 of Title VII of Louisiana Children's Code, comprised of Arts. 791.1 through 791.4, relative to the creation of truancy assessment and service centers; to provide for the purpose; to provide for parish involvement through interagency agreements; to provide for state participation; to provide for monitoring; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Alario, the bill was returned to the calendar.

**SENATE BILL NO. 1065—**

BY SENATOR THOMAS

AN ACT

To enact R.S. 33:2737.71, relative to sales and use taxes; to authorize certain parishes to levy and collect an additional sales and use tax subject to voter approval; to provide for the use of proceeds from such tax; and to provide for related matters.

Read by title.

Rep. Nevers moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt

Alexander	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinot	Wooton
Green	Pierre	Wright
Guillory	Pinac	
Total—98		

NAYS

Total—0

ABSENT

Carter	Mitchell	Strain
Fontenot	Perkins	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Nevers moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 1075—**

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 48:295.2(B), (D), and (E), and to enact R.S. 48:295.2(G), relative to contracts for transportation construction; to provide hearings for disqualification of bidders and contractors on such projects; to provide for certain reports to certain legislative committees; to provide for re-qualification; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Diez, the bill was returned to the calendar.

**SENATE BILL NO. 1116(Substitute for Senate Bill No. 981 by Senator Ellington)—**

BY SENATOR ELLINGTON

AN ACT

To enact R.S. 49:330, relative to mineral revenue contracts by the state treasurer; to require that the treasurer enter into various

## Page 92 HOUSE

54th Day's Proceedings - June 15, 1999

contracts in order to establish a firm price for anticipated mineral production subject to severance tax and royalty contract under certain conditions; to provide requirement, limitations, and procedure regarding such authority; and to provide for related matters.

Read by title.

Rep. LeBlanc moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—101		

#### NAYS

Total—0

#### ABSENT

Mitchell	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. LeBlanc moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 116—

BY SENATORS CAIN, BARHAM, SMITH, DYESS, SCHEDLER AND THOMAS

#### A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana; to allow the state to donate asphalt removed from state roads and highways to certain governing authorities; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Rep. Salter moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Alexander	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Sneed
Copelin	Kenney	Stelly
Crane	Lancaster	Theriot
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Green	Pierre	
Guillory	Pinac	
Total—100		

#### NAYS

Total—0

#### ABSENT

Fontenot	Mitchell	Strain
Total—3		

The chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

Rep. Salter moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 278—**

BY SENATOR COX

## AN ACT

To enact Code of Civil Procedure Art. 971, relative to written motions; to provide a special motion to strike in certain civil proceedings; to provide for the duties of the Judicial Council relative thereto; and to provide for related matters.

Read by title.

Rep. Riddle moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Alexander	Hebert	Quezaire
Ansardi	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Denville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Frue	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Green	Pierre	
Guillory	Pinac	
Total—100		

**NAYS**

Total—0

**ABSENT**

Barton	Mitchell	Strain
Total—3		

The Chair declared the above bill was finally passed.

Rep. Riddle moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 476—**

BY SENATOR HAINKEL

## AN ACT

To amend and reenact R.S. 13:4581, relative to posting of civil bonds; to provide that the state and state agencies shall not be required to furnish any appeal bond or any other bond in any judicial proceedings; and to provide for related matters.

Read by title.

Rep. McMains sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McMains to Engrossed Senate Bill No. 476 by Senator Hainkel

**AMENDMENT NO. 1**

On page 1, line 3, after "that the" and before "shall" change "state and state agencies" to "state, state agencies, and political subdivisions"

**AMENDMENT NO. 2**

On page 1, line 9, after "agencies" and before "and" insert a comma "; " and insert "political subdivisions."

**AMENDMENT NO. 3**

On page 1, line 11, after "agencies." and before "parish," insert "political subdivisions."

On motion of Rep. McMains, the amendments were adopted.

Rep. McMains moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Damico	Lancaster	Theriot
Daniel	Landrieu	Thompson
Denville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Montgomery	Weston

## Page 94 HOUSE

54th Day's Proceedings - June 15, 1999

Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Nevers	Windhorst
Gautreaux	Odinot	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Total—99		

NAYS

Total—0

ABSENT

Curtis	Mitchell
Marionneaux	Strain
Total—4	

The Chair declared the above bill was finally passed.

Rep. McMains moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 782— BY SENATOR LENTINI

AN ACT

To enact R.S. 46:56 (F)(10), relative to records and reports concerning certain persons; to provide limited access to complaints against caregivers for certain persons; to provide for retroactive application; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Scalise moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Riddle
Bowler	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter	Iles	Schneider
Chaisson	Jenkins	Schwegmann
Clarkson	Jetson	Shaw
Copelin	Johns	Smith, J.D.—50th
Crane	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Theriot
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Marionneaux	Toomy
Doerge	Martiny	Travis
Donelon	McCain	Triche
Dupre	McCallum	Waddell
Durand	McDonald	Walsworth
Farve	McMains	Warner
Faucheux	Michot	Welch

Flavin	Montgomery	Weston
Fontenot	Morrell	Wiggins
Frith	Morrish	Wilkerson
Fruge	Murray	Willard
Gautreaux	Nevers	Windhorst
Glover	Odinot	Winston
Green	Perkins	Wooton
Guillory	Pierre	Wright
Total—99		

NAYS

Total—0

ABSENT

Mr. Speaker	Mitchell
Barton	Strain
Total—4	

The Chair declared the above bill was finally passed.

Rep. Scalise moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### SENATE BILL NO. 820— BY SENATOR EWING

AN ACT

To amend and reenact R.S. 24:603.1, relative to health insurance; to require that an impact report be prepared and attached to proposed legislation which provides for certain mandated health insurance coverage prior to any committee hearing on the legislation; and to provide for related matters.

Read by title.

Rep. Alario sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 820 by Senator Ewing

#### AMENDMENT NO. 1

On page 2, at the beginning of line 15, insert "directly or through another agency or through a political subdivision or agency thereof or through the proponents and opponents of the measure or"

On motion of Rep. Alario, the amendments were adopted.

Rep. Donelon moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann

Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Mitchell	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. Donelon moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 1075—**

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 48:295.2(B), (D), and (E), and to enact R.S. 48:295.2(G), relative to contracts for transportation construction; to provide hearings for disqualification of bidders and contractors on such projects; to provide for certain reports to certain legislative committees; to provide for re-qualification; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Diez moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise

Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Mitchell	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. Diez moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 869—**

BY SENATOR HAINKEL

AN ACT

To enact Code of Civil Procedure Art. 1563, relative to exemplary damages; to require the court to order separate trials on the issue of liability and damages in certain cases; to require a specific finding of wanton and reckless handling of hazardous or toxic materials in determining the issue of liability; to limit exemplary damages to two and one-half times the economic amount of the compensatory damages awarded; to provide for an exemplary damages cap; to provide relative to interest and suspensive appeals; to provide relative to pending class actions; and to provide for related matters.

Read by title.

Rep. Theriot sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Theriot to Reengrossed Senate Bill No. 869 by Senator Hainkel

**AMENDMENT NO. 1**

On page 2, delete line 20 in its entirety and insert "E. Any award"

## Page 96 HOUSE

54th Day's Proceedings - June 15, 1999

### AMENDMENT NO. 2

On page 2, line 21, after "damages" delete the comma "," and the remainder of the line and insert "shall not be considered in the"

On motion of Rep. Theriot, the amendments were withdrawn.

Rep. Marionneaux sent up floor amendments which were read as follows:

### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Marionneaux to Reengrossed Senate Bill No. 869 by Senator Hainkel

### AMENDMENT NO. 1

On page 2, between lines 23 and 24, insert the following:

"Section 2. The provisions of this Act shall be prospective only."

### AMENDMENT NO. 2

On page 2, line 24, change "Section 2." to "Section 3."

On motion of Rep. Marionneaux, the amendments were adopted.

Rep. Landrieu sent up floor amendments which were read as follows:

### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Landrieu to Reengrossed Senate Bill No. 869 by Senator Hainkel

### AMENDMENT NO. 1

On page 1, line 2, after "1563" and before the comma "," insert "and Civil Code Article 2315.3"

### AMENDMENT NO. 2

On page 1, at the end of line 9, after "actions;" add "to provide relative to exemplary damages for the wrongful storage, handling, and transportation of hazardous or toxic substances; to provide for the distribution of funds paid out as exemplary damages;"

### AMENDMENT NO. 3

On page 2, delete lines 11 through 23 in their entirety and insert in lieu thereof the following:

"Section 2. Civil Code Article 2315.3 is hereby enacted to read as follows:

Art.2315.3. Additional damages, storage, handling and transportation of hazardous substances; portion of award to state

A. In any proceeding in which a claim involving the storage, handling, and transportation of hazardous or toxic substances, in addition to general and special damages, exemplary damages may be awarded if it is determined that the plaintiff's injuries were a direct result of the hazardous or toxic substance and a specific determination of the facts support a finding of the defendant's wanton or reckless disregard for public safety in the handling, storage, or transportation of hazardous or toxic substances. As used in this Article, the term hazardous or toxic substances shall not include electricity.

B. Whenever exemplary damages are awarded in accordance with the provisions of this Article, fifty percent of such damages shall be deposited into the state general fund for the purpose of teacher pay raises."

### AMENDMENT NO. 4

On page 2, line 24, after "Section" change "2." to "3."

### AMENDMENT NO. 5

On page 3, after line 2, add the following:

"Section 4. This Act shall apply to all claims pending on the effective date of this Act.

Section 5. In any class action pending on the effective date of this Act in which exemplary damages are awarded, the state shall be vested with a one-half interest in any exemplary damages awarded.

Section 6. In any individual action pending on the effective date of this Act in which punitive damages are awarded, the state shall be vested with a one-half interest in the punitive damages awarded."

Rep. Landrieu moved the adoption of the amendments.

Rep. Theriot objected.

### **Motion**

Rep. Morrell moved that the bill, as amended, be returned to the calendar.

Rep. Theriot objected.

By a vote of 49 yeas and 46 nays, the House returned the bill, as amended to the calendar.

### **SENATE BILL NO. 876—**

BY SENATORS HAINKEL, DARDENNE, EWING AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER, MCMAINS AND CRANE  
AN ACT

To amend and reenact R.S. 40:1299.39(A)(4), the introductory paragraph of (F), and (L)(1) and 1299.39.1(B)(1)(b) and the introductory paragraph of (G), and to enact R.S. 40:1299.39(L)(4), relative to medical malpractice liability for state services; to provide for a definition of "malpractice"; to provide that the commissioner of administration promulgate reimbursement schedules for the payment of future medical care and related benefits and that such payments are to be paid directly to the health care provider; to reduce the amount of future medical care and related benefits due a patient in a sum equal to the amount received by such patient from a collateral source; to provide relative to the medical review panel's expert opinions; to provide for an extension of a medical review upon written stipulation of the parties; and to provide for related matters.

Read by title.

### **Motion**

On motion of Rep. McMains, the bill was returned to the calendar.



**SENATE BILL NO. 877 (Duplicate of House Bill No. 1913)—**  
 BY SENATOR HAINKEL AND REPRESENTATIVE DEWITT AND  
 COAUTHORED BY SENATORS DARDENNE, EWING AND BARHAM  
 AND REPRESENTATIVES DOWNER, MCMAINS, DIEZ AND CRANE  
 AN ACT

To amend and reenact R.S. 40:1299.41(A)(8), 1299.42(B)(1) and (2), 1299.44(C)(5), and 1299.47(B)(1)(b) and (3), (G) and (J), and to enact R.S. 40:1299.41(A)(21) and (K), 1299.42(F), 1299.43(B)(3) and (4), and 1299.44(C)(9), relative to medical malpractice; to provide for definitions; to provide for limitations on recovery; to provide for notice and participation by the Patient's Compensation Fund Oversight Board in arbitration proceedings; to provide that the commissioner of administration promulgate reimbursement schedules for the payment of future medical care and related benefits and that such payments are to be paid directly to the health care provider; to reduce the amount of future medical care and related benefits due a patient in a sum equal to the amount received by such patient from a collateral source; to provide an extension of a medical review panel upon written stipulation of the parties; to provide relative to the medical review panel; to provide relative to the Patient's Compensation Fund; to provide for recovery of future medical care and related benefits; to provide for cancellation of a notice of lis pendens; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. McMains, the bill was returned to the calendar.

**Suspension of the Rules**

On motion of Rep. Downer, the rules were suspended in order to take up Petitions, Memorials and Communications at this time.

**Petitions, Memorials and  
Communications**

The following petitions, memorials, and communications were received and read:

**Message from the Senate**

**HOUSE BILLS**

June 15, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 640  
Returned with amendments.

House Bill No. 1547  
Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Downer, the rules were suspended in order to take up House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

**House Bills and Joint Resolutions  
Returned from the Senate with Amendments**

Rep. Downer asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just returned from the Senate with amendments with a view of acting on the same:

**HOUSE BILL NO. 640—**

BY REPRESENTATIVES DOWNER, LEBLANC, LONG, ALARIO, COPELIN, GUILLORY, HOPKINS, MCMAINS, RIDDLE, STELLY, ANSARDI, BARTON, BAUDOUIN, BRUCE, BRUNEAU, CARTER, CLARKSON, CRANE, CURTIS, DAMICO, DANIEL, DIEZ, DOERGE, DUPRE, DURAND, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, HEBERT, HILL, HUDSON, HUNTER, ILES, JOHNS, KENNARD, KENNY, LANCASTER, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MICHOT, MONTGOMERY, MORRISH, NEVERS, ODINET, PIERRE, POWELL, PRATT, QUEZAIRE, SCALISE, SCHWEGMANN, SHAW, JACK SMITH, SNEED, THOMPSON, TOOMY, TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, WIGGINS, WILLARD, WINSTON, AND WOOTON AND SENATORS EWING AND HAINKEL

**A JOINT RESOLUTION**

Proposing to add Article VII, Section 10.8 of the Constitution of Louisiana, relative to state funds; to create the TOPS Trust Fund, the Health Trust Fund, and the Louisiana Fund in the state treasury; to provide for deposit of monies into the funds; to provide for investment and uses of monies in the funds; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Re-Engrossed House Bill No. 640 by Representatives Downer et al

**AMENDMENT NO. 1**

On page 1, delete lines 2 through 7 and insert the following:

"Proposing to add Article VII, Sections 10.8 and 10.9 of the Constitution of Louisiana, relative to state funds; to create the Louisiana Educational Excellence Direct Support Fund, the Higher Education Support Fund and the Health and Science Support Fund; to provide for deposit of monies into the funds; to provide for investment and uses of monies in the funds; to establish a permanent trust fund for each of the public school systems in the state and for certain state and state approved private schools from a portion of monies received by the state in settlement of certain litigations; to provide for the establishment of the funds and the proportions of money to be credited to each fund; to provide for the investment of the fund monies; to provide for the establishment of a fund from which investment income may be disbursed to the public school systems and certain state and state approved private schools; to provide for the disbursement and expenditure of the money from such fund; to provide for the duties of the state treasurer; to provide for the disposition of the permanent trust funds; to provide for related matters; and to specify an election for submission of the proposition to electors and provide a ballot proposition."

**AMENDMENT NO. 2**

## Page 98 HOUSE

54th Day's Proceedings - June 15, 1999

On page 2, line 1, change "Section 10.8" to "Sections 10.8 and 10.9"

### AMENDMENT NO. 3

On page 2, delete lines 3 through 26, delete pages 3 through 6 in their entirety, and insert the following:

"§10.8. Tobacco Settlement Trust Fund; Louisiana Fund

### Article VII, Section 10.8 is all proposed new law.

Section 10.8. (A)(1) There shall be established in the state treasury as a special fund the Louisiana Educational Excellence Direct Support Fund, hereinafter referred to as the "LEEF Support Fund". After allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of this constitution, the treasurer shall deposit in and credit to the LEEF Support Fund ten percent of all money which is received as a result of the Master Settlement Agreement, hereinafter the "Settlement Agreement", executed November 23, 1998, and approved by Consent Decree and Final Judgment entered in the case "Richard P. Ieyoub, Attorney General, ex rel. State of Louisiana v. Philip Morris, Incorporated, et al.", bearing Number 98-6473 on the docket of the Fourteenth Judicial District for the parish of Calcasieu, state of Louisiana; all dividend and interest income on investment of monies in the LEEF Support Fund; and all realized capital gains on investment of the LEEF Support Fund.

(2) There shall be established in the state treasury as a special fund the Higher Education Support Fund. After allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of this constitution, the treasurer shall deposit in and credit to the Higher Education Support Fund thirty percent of all money which is received as a result of the Settlement Agreement; all dividend and interest income on investment of monies in the Higher Education Support Fund; and all realized capital gains on investment of the Higher Education Support Fund.

(3) There shall be established in the state treasury as a special fund the Health and Science Support Fund. After allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of this constitution, the treasurer shall deposit in and credit to the Health and Science Support Fund thirty percent of all money which is received as a result of the Settlement Agreement; all dividend and interest income on investment of monies in the Health and Science Support Fund; and all realized capital gains on investment monies in the Health and Science Support Fund.

(B) Investment. Monies credited to the LEEF Support Fund, Higher Education Support Fund, and the Health and Science Support Fund shall be invested by the treasurer in the same manner as the state general fund.

### (C) Appropriations

(1) Appropriations from the LEEF Support Fund shall be divided among all city and parish school system funds in an amount to each system's school fund that bears the same relationship to the total of the remainder being divided that the system's total state share amount as contained in the minimum foundation program budget letter approved by the State Board of Elementary and Secondary Education bears to the whole amount of the state share appropriated pursuant to the minimum foundation formula in the year to which the budget letter relates.

(2) Appropriations from the Higher Education Support Fund shall be subject to a two-thirds favorable vote of the elected members of both houses of the legislature and shall be limited to:

(a) Stabilizing the budget of higher education in the event of an economic downturn, including but not limited to, funding of state-supported tuition assistance grants for students attending Louisiana institutions of post-secondary education.

(b) Enhancing higher education programs that are non-recurring.

(3) Appropriations from the Health and Science Support Fund shall be restricted to:

(a) Initiatives to ensure optimal development of Louisiana's children through enhancement of appropriate health care and educational opportunities.

(b) Initiatives to benefit the citizens of Louisiana with respect to health care, to include pursuit of innovation in advanced health care sciences, provision of health care for tobacco-related illnesses and comprehensive chronic disease management services, and expenditures for capital improvements for state health care facilities.

(c) Initiatives to diminish tobacco-related injury and death to Louisiana's citizens, to include educational efforts, cessation assistance services, promotion of a tobacco-free lifestyle, and enforcement of the requirements of the Settlement Agreement by the attorney general.

(4) No state monies shall be used directly or indirectly to discriminate or have the effect of discrimination in providing equal educational access and opportunities.

### §10.9. Louisiana Education Excellence Fund

### Article VII, Section 10.9 is all proposed new law.

Section 10.9. (A)(1) School funds. (a) Each city and parish school board and each approved special school shall establish a special permanent trust fund in the state treasury, each of which shall bear the name of the school or school system whose account it is combined with the words "Education Excellence Fund", and in addition, the treasurer shall establish a special permanent trust fund in the state treasury on behalf of all students attending private elementary and secondary schools in the state which are approved by the State Board of Elementary and Secondary Education which account shall be named the "Private Education Excellence Fund" all of which shall hereinafter collectively be referred to as "school funds". Each such fund shall be maintained in the state treasury on behalf of each school, the private school students, and each school board. The money in the school funds shall be managed and invested collectively by the state treasurer.

(b) For the purposes of this Section, "approved special schools" means the Louisiana School for the Deaf, the Louisiana School for the Visually Impaired, the Louisiana Special Education Center in Alexandria, the Louisiana School for Math, Science, and the Arts, and the New Orleans Center for Creative Arts, after such school is operational, and the Louis Armstrong High School for the Arts, after such school is operational.

(2) Upon receipt by the state and notwithstanding the provisions of Article VII, Section 9(B) of this constitution, the treasurer shall directly deposit in and credit to the school funds thirty percent of all money which is received by the state each year as the result of a settlement embodied in a document called the Master Settlement Agreement which was signed on November 23, 1998 in settlement of litigation involving forty-six states, including Louisiana, and the Brown and Williamson Tobacco Corporation and others, hereinafter referred to as the tobacco settlement which is hereby granted by the state to each city and parish school board and each approved special school and which shall hereinafter be maintained by the treasurer on

behalf of the students attending all private elementary and secondary schools in the state approved by the State Board of Elementary and Secondary Education; twenty percent of the interest income earned on the collective investment of the monies credited to the school funds; twenty percent of the realized capital gains on the collective investment of the monies credited to the school funds, unless such percentage is changed by law enacted by two-thirds of the elected members of each house of the legislature; and twenty percent of the dividend income earned on the collective investment of the monies credited to the school funds. No appropriation shall be made from any of the school funds nor shall any expenditure of money in the school funds be authorized or permitted. If any money has been received as a result of the settlement prior to the effective date of this Section, the treasurer shall transfer from the state general fund to the school funds on the effective date of this Section an amount of money which shall make the collective balance of the school funds equal to the amount of such money previously received. No state monies shall be used directly or indirectly to discriminate or have the effect of discrimination in providing equal educational access and opportunities.

(3) Of the tobacco settlement money to be credited to the school funds, fifteen percent shall be deposited into the Private Education Excellence Fund, and two hundred and fifty thousand dollars shall be credited to the school funds of the Louisiana School for the Deaf, the Louisiana School for the Visually Impaired, the Louisiana Special Education Center, the Louisiana School for Math, Science and the Arts, the New Orleans Center for Creative Arts, after such school is operational, and the Louis Armstrong High School for the Arts, after such school is operational. Of the remaining funds, thirty percent shall be equally divided among all city and parish school system funds. Seventy percent shall be divided among all city and parish school system funds in an amount to each system's school fund that bears the same relationship to the total of the remainder being divided that the system's total state share amount as contained in the minimum foundation program budget letter approved by the State Board of Elementary and Secondary Education bears to the whole amount of the state share appropriated pursuant to the minimum foundation formula in the year to which the budget year relates. The interest income, realized capital gains, and dividend income that are required in this Paragraph to be credited to each school fund shall be credited in an amount of the total each school's fund balance bears to the collective balance of all school funds.

(4) All the interest income, realized capital gains, and dividend income resulting from the collective investment of the monies in the school funds that are not required in this Paragraph to be credited to the school funds shall, notwithstanding the provisions of Article VII, Section 9(B) of this constitution, be directly credited to the Louisiana Educational Excellence Fund, hereinafter referred to as the LEEF Fund, which is hereby established in the state treasury.

(5)(a) The state treasurer shall annually disburse to each city and parish school board upon the warrant of its superintendent and each approved special school upon the warrant of its chief executive out of the LEEF Fund an amount that bears the same relationship to the total LEEF Fund balance that each school fund balance bears to the collective balance of all school funds, hereinafter referred to as investment earnings. These investment earnings may be expended as provided in Paragraph (C) of this Section.

(b) The state treasurer shall annually disburse to the state superintendent of education out of the LEEF Fund an amount that bears the same relationship to the total LEEF Fund balance that the Private Education Excellence Fund balance bears to the collective balance of all school funds, hereinafter referred to as investment earnings. The superintendent shall distribute these investment earnings to each private elementary and secondary school approved by the State Board of Elementary and Secondary Education upon the

warrant of its principal on the basis of a formula that provides to each such school an equal amount for each enrolled student. These investment earnings may be expended as provided in Paragraph (D) of this Section.

(6) At the end of the period during which payments under the tobacco settlement are to be received by the state, each city and parish school board and the boards of directors of the Louisiana School of Math, Science, and the Arts, the New Orleans Center for Creative Arts, when such school is operational, and the Louis Armstrong High School for the Arts, if such school is operational, may elect to either maintain its school fund in the state treasury to continue to be invested by the state treasurer or it may transfer its fund balance to its own custody and thereafter provide for investment of the fund itself. At the end of such period, the school fund of every other approved special school and the Private Education Excellence Fund shall remain in the state treasury to be invested by the state treasurer.

(B) Investment. (1) The money credited to the school funds pursuant to Paragraph (A) of this Section shall be invested by the state treasurer. Notwithstanding any provision of this constitution or other law to the contrary, a portion of money in the school funds may be invested in stock in the same manner and subject to the same restrictions of law as for the money in the Louisiana Education Quality Trust Fund. The treasurer shall contract, subject to the approval of the State Bond Commission, for the management of such investments. The state treasurer shall collect from the LEEF Fund, prior to its disbursement, an amount to cover the costs of investing and managing the monies in the school funds as approved by the State Bond Commission.

(2) The state treasurer shall annually disburse the total amount of investment earnings due each city and parish school board and each approved special school from its fund pursuant to Paragraph (A)(5) of this Section upon the warrant of the superintendent of each system or the chief executive of the approved special school accompanied by an affidavit that the system's or school's plan for expending the money has been filed with the state Department of Education as required in Paragraph (C) of this Section.

(3) The state superintendent shall annually distribute the amount due to each school pursuant to Paragraph (A)(5)(b) of this Section upon the warrant of each school principal accompanied by an affidavit that the school's plan for expending the money has been filed with the state Department of Education as required in Paragraph (D) of this Section.

(C) Expenditures. (1) Only investment earnings may be expended. Each city and parish school board may annually authorize its superintendent to and each chief executive of an approved special school may warrant all of its investment earnings or he may warrant any portion of its earnings. Any unwarranted earnings shall be maintained in an account from which it may be warranted and withdrawn in subsequent years unless the city or parish school board or the chief executive of an approved special school directs such earnings to be deposited into their permanent school fund. Any investment earnings directed to be deposited into a permanent school fund may not thereafter be warranted or expended.

(2) Prior to warranting its investment earnings, each city and parish school system and each approved special school shall file with the state Department of Education a plan for the expenditure of any funds disbursed pursuant to this Section. The plan shall be filed in a format established by the state Department of Education after consultation with the legislative auditor who shall use each such plan as a basis for auditing each city and parish school board's and each approved special school's use of its investment earnings to assure compliance with law. The plan, any expenditures permitted

thereunder, and the audit authority regarding such expenditures shall be as provided by law.

(3) No investment earning disbursed to a city or parish school board or the chief executive of an approved special school pursuant to this Section shall displace, replace, or supplant appropriations from the state general fund which means that no disbursement to any city or parish school board or an approved special school from the LEEF Fund shall be expended for any purpose for which a state general fund appropriation was expended the previous year unless the total appropriations for that fiscal year from the state general fund exceed general fund appropriations for the previous year minus any amounts attributable to a larger population of students in the previous year. Nor shall any money disbursed to a city or parish school board pursuant to this Section displace, replace, or supplant locally generated revenue which means that no disbursement to any city or parish school board from the LEEF Fund shall be expended for any purpose for which a local revenue source was expended the previous year unless the total of the local revenue for that fiscal year exceeds such local revenue amounts for the previous year.

(4)(a) All investment earnings disbursed to any city or parish school system or any approved special school shall be expended by the system or school to enhance instruction or academic achievement by students as provided in each system's or school's plan and as provided by law. Expenditures shall not be permitted for administration of the funds, except as collected by the state treasurer to cover the costs of investing and managing the monies as provided in this Section; building maintenance, renovation, or upkeep; capital improvements; or increases in salary for any employee.

(b) Each city or parish school system and any approved special school shall expend no less than five percent of its annual investment earnings on a smoking and substance abuse prevention program.

(D) Expenditures. (1)(a) Prior to warranting any funds pursuant to this Section, each private school principal shall file with the state Department of Education a plan, as provided by law and in the format required by the department, for the expenditure of the money which is focused exclusively on the enhancement of instruction or academic achievement of the students in such school. No money may be expended on any theological instruction or material. No money may be expended on any facility renovation, maintenance, construction, or capital improvements of any kind. No money may be expended on increases in salary for any employee. No money may be expended or pledged to support debt. No money may be expended for the administration of funds, except as collected by the state treasurer to cover the costs of investing and managing the monies as provided in this Section.

(b) Each private school shall expend no less than five percent of its annual investment earnings on a smoking and substance abuse prevention program.

(2) The legislative auditor shall use such plan as a basis for auditing each school's use of its investment earnings to assure compliance with the law. The legislative auditor shall be provided with sufficient access to the records of each private school to be able to make the determination required by this Paragraph."

#### AMENDMENT NO. 4

On page 7, line 1, change "Section 3." to "Section 2."

#### AMENDMENT NO. 5

On page 7, delete lines 8 through 26, delete page 8 in its entirety, and insert the following:

"To establish three funds out of tobacco settlement money received by the state; to dedicate ten percent to the Louisiana Educational Excellence Direct Support Fund which money is to be appropriated among city and parish school systems in proportion to the Minimum Foundation Program amount of each system; to dedicate thirty percent to the Higher Education Support Fund which money may be appropriated only to stabilize higher education budgets against the impact of economic downturns and provide for enhancement of higher education involving non-recurring expenses; to dedicate thirty percent to the Health and Science Support Fund which money may be appropriated to initiate children's health care and educational opportunities, and diminish tobacco-related injury; to provide that the funds are effective when a constitutional amendment that establishes the Louisiana Educational Excellence Fund is created and approved by the voters and to establish a permanent trust fund for each city and parish school system and the Louisiana School for the Deaf, the Louisiana School for the Visually Impaired, the Louisiana Special Education Center, the Louisiana School for Math, Science, and the Arts, the New Orleans Center for Creative Arts, when such school is operational, the Louis Armstrong High School, when it is operational, and one for all state approved private schools, called school funds out of thirty percent of the tobacco settlement money received by the state plus twenty percent of the investment earnings and gains on such money; to dedicate fifteen percent of such thirty percent to the private school funds and to dedicate to each of the five approved special schools two hundred and fifty thousand dollars and to divide the remaining tobacco settlement money among the city and parish school system funds, thirty percent in equal amounts to each such system fund and the remainder among the city and parish school system funds in amounts proportional to the system's portion of the state's cost of the minimum foundation program; to require the state treasurer to collectively invest all the money in the school funds; to authorize the investment of a portion of school fund monies in stocks; to require twenty percent of the investment earnings be deposited in the school funds and credit that portion of the investment earnings not required to be deposited in each school fund to the Louisiana Educational Excellence Fund out of which money shall be disbursed to each city and parish school system, the state superintendent on behalf of students attending state approved private schools, and each of the approved special schools in the proportion each school fund balance bears to the total balance of all the funds; to permanently prohibit any expenditure of the school funds principal; to require each city and parish school board and each approved special and each approved private school to provide a plan with regard to expending the disbursed investment earnings; to prohibit using any of the money disbursed to public school or school's systems to replace, displace, or supplant state or local monies; to require that all such money be expended to enhance instruction or academic achievement; to prohibit the expenditure of such money, except amounts collected by the state treasurer to cover the costs of investing the money on administration of the funds, building maintenance, renovation, or upkeep, or capital improvements by the public schools; and to prohibit the expenditure of such money by private schools on theological instruction or material, on any facility renovation, maintenance, construction, or capital improvements of any kind, to support debt, or for the administration of funds, except as collected by the state treasurer to cover the costs of investing the money; to permit each city and parish school system and the boards of directors of the Louisiana School of Math, Science, and the Arts and the Louis Armstrong High School, if it is operational, when no further tobacco settlement money is being received by the state, to elect to either maintain its fund in the state treasury and continue to have it invested by the state treasurer or transfer its fund balance to its own custody and thereafter provide for investment of the fund itself; and to require the remaining funds of approved special schools and the private schools to remain in the treasury; and to provide that such provisions are effective if and when a constitutional amendment proposition which provides for the balance of tobacco settlement money is

adopted by the legislature and approved by the electorate. (Adds Article VII, Sections 10.8 and 109).

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Reengrossed House Bill No. 640 by Representative Downer

##### AMENDMENT NO. 1

In Senate Floor Amendment No. 3, Set No. 1023, proposed by Senator Ewing and adopted by the Senate on June 15, 1999, on page 5, between lines 20 and 21, insert the following:

"(h) Any other significant health care program or project as determined by the legislature."

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 640 by Representative Downer

##### AMENDMENT NO. 1

In Senate Floor Amendment No. 3, Set No. 1023, proposed by Senator Ewing and adopted by the Senate on June 15, 1999, on page 5, between lines 20 and 21, insert the following:

"(h) Hospice medicaid programs."

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cox to Reengrossed House Bill No. 640 by Representative Downer

##### AMENDMENT NO. 1

In Senate Floor Amendment No. 3, proposed by Senator Ewing and adopted by the Senate on June 15, 1999, on page 5, between lines 20 and 21, insert the following:

"(h) Prescription drugs for the elderly not provided by government programs."

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Re-engrossed House Bill No. 640 by Representative Downer

##### AMENDMENT NO. 1

In Senate Floor Amendment No. 3, proposed by Senator Ewing, and adopted by the Senate on June 15, 1999, on page 4, line 49, after "fund" change "health science" to "medical research" and after "grants" insert "with a significant amount allocated to Louisiana's Public Academic Health Centers"

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 640 by Representative Downer

##### AMENDMENT NO. 1

In Senate Floor Amendment No. 3, proposed by Senator Ewing and adopted by the Senate on June 15, 1999, on page 5, between lines 20 and 21, insert the following:

"(g) Medically underserved areas."

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Ewing and Campbell to Re-engrossed House Bill No. 640 by Representative Downer

##### AMENDMENT NO. 1

Delete Senate Committee Amendments No. 1 through 5 proposed by the Senate Committee on Finance and adopted by the Senate on June 11, 1999

##### AMENDMENT NO. 2

On page 1, line 3, after "state funds;" delete the remainder of the line and delete lines 4 and 5 and on line 6, delete "monies in the funds;" and insert:

"to provide for the disposition of money accruing to the state as a result of the settlement of litigation between several states and certain tobacco companies; to establish and provide for the Education Trust Fund out of a portion of such money as a permanent trust fund; to establish and provide for the Louisiana Educational Excellence Fund out of the investment earnings attributable to the investment of money in the Education Trust Fund; to establish and provide for the Education Support Fund out of a portion of such money; to establish and provide for the Health Care and Research Fund out of a portion of such money; to establish and provide for the Louisiana Investment for Tomorrow Fund as an alternative to the deposit of a portion of the money to the Education Support Fund and the Health Care and Research Fund upon approval by the legislature; to provide for the authorization to use a portion of such money to secure revenue bonds; to provide for the expenditure of such money and its earnings; to provide for related matters;"

##### AMENDMENT NO. 3

On page 2, delete lines 3 through 26 and delete pages 3 through 6 and insert:

##### §10.8, Master Settlement Agreement Disposition

Section 10.8. (A)(1)(a) Education Trust Fund. The Education Trust Fund is hereby established as a special permanent trust fund in the state treasury. Excluding any amounts appropriated during the 1999 Regular Session of the Louisiana Legislature and after allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of this constitution, the treasurer shall deposit in and credit to the Education Trust Fund fifty percent of all money which is received as a result of the Master Settlement Agreement, referred to in this Article as the "settlement agreement", executed November 23, 1998, and approved by Consent Decree and Final Judgment entered in the case "Richard P. Ieyoub, Attorney General, ex rel. State of Louisiana v. Philip Morris, Incorporated, et al.", bearing Number 98-6473 on the docket of the Fourteenth Judicial District for the parish of Calcasieu, state of Louisiana.

(b) The treasurer shall deposit into the Education Trust Fund so much of the investment earnings attributable to the investment of the money in the Education Trust Fund as the Revenue Estimating Conference annually determines is necessary to protect the corpus of the fund from losing value as the result of inflation.

(c) The amounts deposited as provided in this Paragraph shall be permanently credited and no appropriation shall be made from the Education Trust Fund.

(2) Investment. The treasurer shall invest the money in the Education Trust Fund with the same authority and subject to the same

limitations as for the Louisiana Education Quality Trust Fund. The treasurer may contract, subject to the approval of the State Bond Commission, for the management of such investments and, if a contract is entered into, an amount necessary to pay the costs of the contract shall be appropriated out of the investment earnings.

(3) Appropriations. (a) Except for the amount determined annually by the Revenue Estimating Conference required to protect the corpus from the effect of inflation and the amount required to pay the contract entered into to manage the investment of the money in the corpus, all interest earnings, dividends, realized capital gains or other earnings accruing from the investment of the money in the Education Trust Fund, referred to in this Article as "investment earnings", shall, after allocation of the money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of this constitution be deposited in and credited to the Louisiana Education Excellence Fund, referred to in this Section as the "LEEF Fund".

(b) The money in the LEEF Fund shall be invested by the state treasurer as is money in the state general fund and such investment earnings shall, after allocation of the money to the Bond Security and Redemption Fund, be deposited in the LEEF Fund. The money in the LEEF Fund shall annually be disbursed or appropriated as provided in Subparagraphs (4) and (5) of this Paragraph.

(4)(a) Fifty percent of the balance of the LEEF Fund shall annually be disbursed by the state treasurer to each city, parish or other local school system, the Louisiana School for the Deaf, the Louisiana School for the Visually Impaired, the Louisiana Special Education Center in Alexandria, the Louisiana School for Math, Science, and the Arts, the New Orleans Center for Creative Arts, after such school is operational, and the Louis Armstrong High School for the Arts, after such school is operational, and the state superintendent on behalf of all school children attending private elementary and secondary schools in the state that have been approved by the State Board of Elementary and Secondary Education, both academically and as required for such school to received money from the state, referred to in this Section as "private schools". Such disbursement shall be in amounts determined by the calculation provided in Subsubparagraph (b) of this Subparagraph and such amounts shall be indicative of the undivided interest each such recipient has in the monies deposited in the Education Trust Fund.

(b) Out of one-half of the investment earnings from the Education Trust Fund, the state treasurer shall credit fifteen percent of such amount to all private schools collectively; two hundred and fifty thousand dollars annually each to the Louisiana School for the Deaf, the Louisiana School for the Visually Impaired, the Louisiana Special Education Center in Alexandria, the Louisiana School for Math, Science, and the Arts, the New Orleans Center for Creative Arts, after such school is operational, and the Louis Armstrong High School for the Arts, after such school is operational; and, of the remaining funds, thirty percent shall be equally divided among all city, parish, and other local school system and seventy percent shall be divided among all city, parish, and other local school systems in an amount to each system that bears the same relationship to the total of the remainder being divided that the system's total state share amount as contained in the minimum foundation program budget letter approved by the State Board of Elementary and Secondary Education bears to the whole amount of the state share appropriated pursuant to the minimum foundation formula in the year to which the budget year relates.

(c) The state treasurer shall annually report to each participating school and system the value of its undivided interest in the Education Trust Fund.

(d)(i) All money disbursed as provided in this Subparagraph shall be expended to enhance instruction or academic achievement by

students. No expenditures shall be made for building maintenance, renovation, or upkeep; capital improvements; or increases in salary for any employee. Five percent shall be spent on programs to prevent smoking and substance abuse.

(ii) The state superintendent of education shall be responsible for receiving and allocating all money due private schools.

(iii) Each school and school system participating shall annually prepare and submit to the state Department of Education a plan developed and prepared by a committee comprised of teachers as provided by law, for the expenditure of funds disbursed pursuant to this Paragraph. The department shall review such plans for compliance with the requirements of this Subparagraph and to assure that the expenditure plans will support excellent educational practice. No money shall be disbursed to any participating school or school system if the submitted plan is rejected by the department; however, any undisbursed money shall remain credited to the school or school system. All such plans shall be available to the standing committees of the legislature for review. Such plans shall be used by the Legislative Auditor to determine whether the money is being expended in compliance with the requirements of law.

(e) No amount appropriated as required in this Subparagraph shall displace, replace, or supplant appropriations from the general fund for elementary and secondary education, including implementing the Minimum Foundation Program. This Subsubparagraph means that no appropriation for any fiscal year from the balance of the LEEF Fund shall be made for any purpose for which a general fund appropriation was made the previous year unless the total appropriations for the fiscal year from the state general fund for such purposes exceed general fund appropriations of the previous year. Nor shall any money allocated to a city or parish school board pursuant to this Section displace, replace, or supplant locally generated revenue which means that no allocation to any city or parish school board from the investment earnings attributable to the Education Trust Fund shall be expended for any purpose for which a local revenue source was expended the previous year unless the total of the local revenue amount expended that fiscal year exceeds the total of such local revenue amounts for the previous year.

(5) Fifty percent of the balance of the LEEF Fund shall be appropriated to meet the costs to the state of a program of tuition assistance for students attending Louisiana institutions of postsecondary education. At any time the amount provided for in this Subparagraph exceeds what is required, the excess shall be appropriated as provided in Subparagraph (4) of this Paragraph.

(B) Education Support Fund. (1) After allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of this constitution, the treasurer shall deposit in and credit to the Education Support Fund ten percent of the remaining amount of money attributable to the settlement agreement and ten percent of any proceeds from any bonds issued as authorized in Paragraph (B) of this Article. The money in the fund shall be invested by the state treasurer as provided for money in the state general fund and, after allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of this constitution, all earnings on the investment of the money shall be deposited and credited to the Education Support Fund. The money in the Education Support Fund shall annually be appropriated for the purposes provided in this Paragraph.

(2) The balance in the Education Support Fund shall annually be appropriated to each city and parish or other local school system in an amount that bears the same relationship to such balance that the system's total state share amount as contained in the minimum foundation program budget letter approved by the State Board of Elementary and Secondary Education bears to the whole amount of

the state share appropriated pursuant to the minimum foundation formula in the year to which the budget year relates.

(3) The amounts appropriated pursuant to this Paragraph shall be expended for early childhood education programs focused on enhancing the preparation of at-risk children for school and on remediation and assistance to those children who fail to achieve the required scores on any tests passage of which are required pursuant to state law or rule for advancement to a succeeding grade or other educational programs approved by the legislature.

(C) Health Care and Research Fund. (1) After allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of this constitution, the remaining amount of money attributable to the settlement agreement and any remaining proceeds from any bonds issued as authorized in Paragraph (B) of this Article after the amounts required in Paragraph (C) of this Article are deposited and credited to the Education Support Fund shall be deposited in and credited to the Health Care and Research Fund. The money in the fund shall be invested by the state treasurer as provided for money in the state general fund and, after allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of this constitution, all earnings on the investment of the money shall be deposited and credited to the Health Care and Research Fund. The money in the Health Care and Research Fund shall annually be appropriated for the purposes provided in this Paragraph.

(2)(a) Twenty-five percent of the money in the Health Care and Research Fund shall be appropriated to the Board of Regents for allocation by them to fund health science research project grants submitted to the Board of Regents and recommended to the legislature for funding by the Board of Regents after competitive review by a committee established by the Board of Regents for such purpose and comprised of persons with expertise in the areas of health research and the needs of the state.

(b) The Board of Regents shall annually submit to the legislature and the governor not less than sixty days prior to the beginning of each regular session of the legislature a proposed program and budget for the expenditure of the money. In addition, the program and budget shall be submitted in a concurrent resolution for the approval or rejection of the legislature. If it is rejected it may be resubmitted by the board. The program and budget shall be approved by a vote of two-thirds of the elected members of both houses prior to appropriation of the money provided for in this Subparagraph.

(3) Seventy-five percent of the money in the Health Care and Research Fund shall be appropriated, upon a vote of two-thirds of the elected members of both houses of the legislature, for any or all of the following programs or purposes:

(a) Early intervention in health or health-related problems.

(b) School-based health clinics.

(c) Infant mortality prevention.

(d) Drug prevention and treatment programs, including but not limited to, judicial programs of intensive court-supervised probation for persons accused of drug offenses designed to rehabilitate the offender.

(e) Providing health insurance for indigent children.

(f) Teen pregnancy prevention.

(D) Louisiana Investment for Tomorrow Fund.(1) Notwithstanding the provisions of Paragraphs (B) and (C) of this

Article and in lieu of the deposit of money attributable to the settlement agreement in the funds established in such Paragraphs, upon two-thirds vote of the elected members of each house of the legislature fifty percent of the money received by the state as a result of the settlement agreement shall be deposited into the Louisiana Investment for Tomorrow Trust Fund which is hereby created as a special permanent trust fund in the state treasury and is referred to in this Article as the "LIFT Fund".

(2) Investment. The treasurer shall invest the money in the LIFT Fund with the same authority and subject to the same limitations as for the Louisiana Education Quality Trust Fund. The treasurer may contract, subject to the approval of the State Bond Commission, for the management of such investments and, if a contract is entered into, an amount necessary to pay the costs of the contract shall be appropriated out of the investment earnings.

(3) Investment earnings from investment of money in the LIFT Fund shall be appropriated as provided in Paragraphs (B) and (C) of this Article.

(F) Revenue Bond Authority. Upon two-thirds vote of both houses of the legislature and the approval of the State Bond Commission, or its successor, the treasurer may issue and sell bonds, notes, or other obligations, hereinafter referred to as "bonds" secured by a pledge of not more than fifty percent of the monies received by the state as a result of the settlement agreement. Such bonds may be issued only up to the amounts authorized by the legislature. At no time may the cumulative principle balance of bonds exceed fifty percent of the LIFT Fund balance, including an amount equal to fifty percent of the amount of settlement agreement money due in the next succeeding fiscal year. The treasurer may pay from the fifty percent of the revenues attributable to the settlement agreement any principal, interest, or premium, if any, and other obligations incident to the issuance, security, prepayment, defeasance, and payment in respect thereof without the need for legislative appropriation. Any revenue bonds issued under the authority of this Paragraph shall not be general obligation bonds secured by the full faith and credit of the state."

#### AMENDMENT NO. 4

On page 7, line 1, change "Section 3." to "Section 2."

#### AMENDMENT NO. 5

On page 7, line 4, change "Section 4. " to "Section 3."

#### AMENDMENT NO. 6

On page 7, line 8, after "To" delete the remainder of the line and delete lines 9 through 26 and delete page 8 and insert"

"divide all tobacco settlement money accruing to the state, except such amounts as are appropriated by the 1999 Regular Session of the Legislature, into two funds; to establish the Education Trust Fund out of fifty percent of the money attributable to the tobacco settlement as a permanent special trust fund; to provide for the investment of such money, including a limited authority to invest in stocks; to provide for the deposit of investment earnings attributable to the Education Trust Fund into the Louisiana Educational Excellence Fund(LEEF Fund); to provide for the appropriation of fifty percent of the money in the LEEF Fund to be disbursed to each city, parish, and other local school system, certain state schools, and state approved private schools to be expended on instructional programs; to provide for the appropriation of fifty percent of the money in the LEEF Fund to meet the costs to the state of a program of tuition assistance for students attending Louisiana institutions of postsecondary education; to provide for the legislature to authorize the state treasurer by a vote

## Page 104 HOUSE

54th Day's Proceedings - June 15, 1999

of two-thirds of the elected members of each house of the legislature to issue and sell revenue bonds secured by not more than fifty percent of the tobacco settlement money; to establish and provide for the Education Support Fund out of ten percent of any revenue bond proceeds and ten percent of any remaining tobacco money; to provide for the balance in the Education Support Fund to annually be appropriated to local school systems for use in early childhood education and high stakes testing remediation; to establish and provide for the Health Care and Research Fund; to provide for any remaining amount of the forty percent of the tobacco settlement money and any revenue bond proceeds remaining after deposits in the Education Support Fund to be deposited in the Health Care and Research Fund; to provide that twenty-five percent of the money in the Health Care and Research Fund be appropriated to the Board of Regents for allocation to health science research project grants recommended after a competitive grant selection process and approved by the legislature by a vote of two-thirds of the elected members of each house of the legislature; to provide for seventy-five percent of the money in the Health Care Research Fund to be appropriated by a vote of two-thirds of the elected members of each house of the legislature for any of all of certain health related intervention and prevention programs; to create and provide for the Louisiana Investment for Tomorrow Fund as a special permanent trust fund into which fifty percent of the money attributable to the settlement agreement shall, upon a two-thirds vote of the elected members of each house of the legislature, be deposited in lieu of the Education Support Fund and the Health Care and Research Fund. (Adds Article VII, Section 10.8)

Rep. Downer moved that the amendments proposed by the Senate be rejected.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammitt	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Sneed
Crane	Lancaster	Stelly
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Denville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Frige	Nevers	Winston

Gautreaux  
Glover  
Green  
Total—101

Odinet  
Perkins  
Pierre

Wooton  
Wright

NAYS

Total—0

ABSENT

Jetson  
Total—2

Strain

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

### Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 640: Reps. Downer, LeBlanc, and DeWitt.

#### HOUSE BILL NO. 1547—

BY REPRESENTATIVES DOWNER, LEBLANC, LONG, ALARIO, COPELIN, GUILLORY, HOPKINS, RIDDLE, STELLY, ANSARDI, BARTON, BAUDOIN, BRUCE, BRUNEAU, CARTER, CLARKSON, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DIEZ, DOERGE, DUPRE, DURAND, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, HEBERT, HILL, HUDSON, HUNTER, ILES, JOHNS, KENNARD, KENNY, LANCASTER, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MONTGOMERY, MORRISH, NEVERS, ODINET, PIERRE, POWELL, PRATT, QUEZAIRE, SCALISE, SCHWEGMANN, SHAW, JACK SMITH, SNEED, THOMPSON, WADDELL, WALSWORTH, WARNER, WELCH, WIGGINS, WILLARD, WINSTON, AND WOOTON AND SENATORS EWING AND HAINKEL

#### AN ACT

To enact Subpart E of Part II-A of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:98.1 and 98.2, and to repeal R.S. 46:977, relative to state funds; to provide for disposition of tobacco settlement proceeds; to create the TOPS Trust Fund, the Health Trust Fund, and the Louisiana Fund as special treasury funds; to provide for deposit of monies into the funds; to provide for investment and uses of monies in the funds; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ewing to Reengrossed House Bill No. 1547 by Representative Downer

#### AMENDMENT NO. 1

On page 1, line 4, delete "and 98.2"

#### AMENDMENT NO. 2

On page 1, line 5, delete "TOPS"

#### AMENDMENT NO. 3

On page 1, delete line 6 and insert "Louisiana Fund as a special"

#### AMENDMENT NO. 4



On page 1, line 7, after "treasury" change "funds" to "fund" and after "into the" change "funds;" to "fund"

#### AMENDMENT NO. 5

On page 1, line 8, delete "investment and" and after "in the " change "funds" to "fund"

#### AMENDMENT NO. 6

Delete pages 2 through 12 and on page 13, delete lines 1 through 21

#### AMENDMENT NO. 7

On page 13, line 22, change "Section 2." to "Section 1."

#### AMENDMENT NO. 8

On page 14, line 7, after "money" insert ", except for amounts appropriated by an act enacted during the 1999 Regular Session of the Legislature."

#### AMENDMENT NO. 9

On page 14, line 19, after "purposes" delete the remainder of the line and delete lines 20 through 26 and delete pages 15 through 17 and on page 18, delete lines 1 through 21 and insert a colon and the following:

"(1) Early childhood programs.

(2) Elementary and secondary education programs.

(3) Health science research projects.

(4) Early intervention in health or health-related problems.

(5) School-based health clinics.

(6) Infant mortality prevention.

(7) Drug prevention and treatment programs, including but not limited to, judicial programs of intensive court-supervised probation for persons accused of drug offenses designed to rehabilitate the offender.

(8) Providing health insurance for indigent children.

(9) Teen pregnancy prevention.

(10) Medically underserved areas.

(11) Hospice medicaid programs.

(12) Prescription drugs for the elderly not provided by government programs.

(13) Any other significant health care program or project as determined by the legislature.

C. The provisions of this Section shall be effective until provisions for the disposition of the money directed to this fund are provided in the constitution and are effective."

#### AMENDMENT NO. 10

On page 18, line 22, change "Section 3." to "Section 2."

#### AMENDMENT NO. 11

On page 18, delete lines 23 through 26 and on page 19, delete lines 1 through 7 and insert:

"Section 3. This Act shall become effective"

Rep. Downer moved that the amendments proposed by the Senate be rejected.

#### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard
Frith	Morrish	Windhorst
Fruge	Murray	Winston
Gautreaux	Nevers	Wooton
Glover	Odinot	Wright
Green	Perkins	
Total—101		

#### **NAYS**

Total—0

#### **ABSENT**

Strain	Thornhill
Total—2	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

#### **Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1547: Reps. Downer, LeBlanc, and DeWitt.

## Speaker Downer in the Chair

### Suspension of the Rules

On motion of Rep. Perkins, the rules were suspended in order to take up Senate Bills and Joint Resolutions on Third Reading and Final Passage at this time.

### Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

#### Regular Calendar

#### SENATE BILL NO. 926— BY SENATOR C. FIELDS

##### AN ACT

To amend and reenact Civil Code Art. 136(A), relative to child custody; to provide certain criteria for visitation rights of non-custodial parent; and to provide for related matters.

Read by title.

#### Motion

On motion of Rep. Perkins, the bill was returned to the calendar.

#### SENATE BILL NO. 1011— BY SENATORS EWING, BAJOE, CASANOVA, DYESS, HINES, IRONS, LANDRY AND SCHEDLER

##### AN ACT

To enact R.S. 46:450.6 and 2404(G)(8), relative to families; to require the Louisiana Children's Trust Fund Board to develop a community-based family center program; to provide for purposes of program; to require the board to promulgate rules; to provide for a pilot project; to require certain reports on the pilot program; and to provide for related matters.

Read by title.

Rep. Alexander moved the final passage of the bill.

#### ROLL CALL

The roll was called with the following result:

##### YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Sneed
Crane	Lancaster	Stelly
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill

Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright
Green	Pierre	

Total—101

NAYS

Total—0

ABSENT

Jenkins  
Total—2

Strain

The Chair declared the above bill was finally passed.

Rep. Alexander moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

#### SENATE BILL NO. 926— BY SENATOR C. FIELDS

##### AN ACT

To amend and reenact Civil Code Art. 136(A), relative to child custody; to provide certain criteria for visitation rights of non-custodial parent; and to provide for related matters.

Called from the calendar.

Read by title.

#### Motion

Rep. McCain moved that the bill be returned to the calendar.

Rep. Copelin objected.

By a vote of 62 yeas and 39 nays, the House returned the bill to the calendar.

#### SENATE BILL NO. 1042— BY SENATOR JORDAN

##### AN ACT

To amend and reenact Code of Civil Procedure Art. 1672(B), relative to involuntary dismissal; to provide that the court, on its own motion, may render judgment at the close of the plaintiff's case; and to provide for related matters.

Read by title.

#### Motion

Rep. Thornhill moved to table the bill.

Rep. McMains objected.

By a vote of 50 yeas and 46 nays, the House tabled the bill.

**SENATE BILL NO. 1112—**BY SENATORS DARDENNE AND HAINKEL  
AN ACT

To amend and reenact R.S. 9:2343(B) and to repeal R.S. 9:2343(C), relative to membership on the board of trustees of certain public trusts; to increase the number of trustees of certain public trusts; to provide for their appointment; to provide for the term of the trustees; and to provide for related matters.

Read by title.

Rep. Bruneau sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bruneau to Engrossed Senate Bill No. 1112 by Senators Dardenne and Hainkel

**AMENDMENT NO. 1**

On page 2, line 3, after the word "Senate" insert a period "." and delete the remainder of the line and delete lines 4 through 18 in their entirety and insert the following:

"The initial terms of the trustees shall be as follows: one member shall be appointed for a term of one year; two members shall be appointed for a term of two years; one member shall be appointed for a term of three years; two members shall be appointed for a term of four years; and one member for a term of five years. At the expiration of such initial term of each member and of each succeeding member's term the governor shall appoint a successor who shall serve for a term of five years. Whenever a vacancy on such trust shall occur by death, resignation, or otherwise, the governor shall fill the same by appointment, and the appointee shall hold office during the remainder of the unexpired term. Each member shall hold office until his successor has been appointed and qualified. The trustees shall"

**AMENDMENT NO. 2**

On page 2, after line 22, insert the following:

"Section 3. The terms of trustees serving on a public trust subject to the provisions of this Act shall expire on the effective date of this Act, and trustees shall be appointed in accordance with the Act. However, trustees serving on such date shall serve until their successors are appointed and qualified."

On motion of Rep. Bruneau, the amendments were adopted.

Rep. Hudson sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hudson to Engrossed Senate Bill No. 1112 by Senator Dardenne

**AMENDMENT NO. 1**

On page 1, line 2, change "R.S. 9:2343(B)" to "R.S. 9:2343(B) and (E)"

**AMENDMENT NO. 2**

On page 1, line 3, delete "membership on the board of trustees of certain"

**AMENDMENT NO. 3**

On page 1, line 5, after "trustees;" and before "and to" insert "to authorize certain public trusts to utilize sole source procurement provisions of the Louisiana Procurement Code;"

**AMENDMENT NO. 4**

On page 1, line 8, change "R.S. 9:2343(B) is" to "R.S. 9:2343(B) and (E) are"

**AMENDMENT NO. 5**

On page 2, between lines 21 and 22, insert the following:

"E.(1) All contracts of a public trust for construction, labor, equipment, material, or repairs shall be awarded to the lowest responsible bidder who has bid according to the contract plans and specifications as advertised, in full accordance with the Public Contract Law, Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950; provided further, however, that this requirement shall not apply to projects or facilities of any public trust for the provision of industrial, manufacturing, and other economic development facilities and activities.

(2) In addition to the requirements provided in Paragraph (1) of this Subsection, any public trust whose sole beneficiary is a hospital service district is hereby authorized to utilize the sole source purchasing provisions as provided in R.S. 39:1597.

\* \* \*

On motion of Rep. Hudson, the amendments were adopted.

Rep. Bruneau moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Carter	Johns	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Sneed
Copelin	Lancaster	Stelly
Crane	Landrieu	Theriot
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	Marionneaux	Toomy
Denville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McCallum	Waddell
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Weston
Farve	Montgomery	Wiggins
Fauchoux	Morrell	Wilkerson

# Page 108 HOUSE

54th Day's Proceedings - June 15, 1999

Flavin	Morrish	Willard
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Fruge	Odinet	Wooton
Gautreaux	Perkins	Wright
Glover	Pierre	
Green	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Holden	Jetson	Strain
Total—3		

The Chair declared the above bill was finally passed.

Rep. Bruneau moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

## SENATE BILL NO. 136— BY SENATORS COX AND SCHEDLER AN ACT

To amend and reenact R.S. 14:81(A) and 81.2(A), relative to sexual offenses affecting minors; to remove certain elements of law relative to the crimes of molestation of a juvenile and indecent behavior with juveniles; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. McCain, the bill was returned to the calendar.

## SENATE BILL NO. 144— BY SENATORS DARDENNE AND SCHEDLER AN ACT

To enact R.S. 40:967(F)(3), relative to controlled dangerous substances; to provide increased penalties for possession of large quantities of gamma hydroxybutyric acid; and to provide for related matters.

Read by title.

Rep. Windhorst sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Windhorst to Engrossed Senate Bill No. 144 by Senator Dardenne

#### AMENDMENT NO. 1

Delete the amendments proposed by the House Committee on the Administration of Criminal Justice and adopted by the House on June 14, 1999.

Rep. Windhorst moved the adoption of the amendments.

Rep. Morrell objected.

By a vote of 84 yeas and 15 nays, the amendments were adopted.

Rep. Windhorst moved the final passage of the bill, as

amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hill	Riddle
Barton	Hopkins	Romero
Baudoin	Hudson	Salter
Baylor	Hunter	Scalise
Bowler	Iles	Schneider
Bruce	Jenkins	Schwegmann
Bruneau	Johns	Shaw
Carter	Kennard	Smith, J.D.—50th
Chaisson	Kenney	Smith, J.R.—30th
Copelin	Lancaster	Sneed
Crane	Landrieu	Stelly
Curtis	LeBlanc	Theriot
Damico	Long	Thompson
Daniel	Marionneaux	Thornhill
Deville	Martiny	Toomy
DeWitt	McCain	Travis
Diez	McCallum	Triche
Doerge	McDonald	Waddell
Donelon	McMains	Walsworth
Dupre	Michot	Warner
Farve	Mitchell	Welch
Faucheux	Montgomery	Weston
Flavin	Morrish	Wiggins
Fontenot	Murray	Wilkerson
Frith	Nevers	Willard
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wooton
Green	Pinac	Wright
Total—96		

NAYS

Morrell  
Total—1

ABSENT

Clarkson	Hebert	Jetson
Durand	Holden	Strain
Total—6		

The Chair declared the above bill was finally passed.

Rep. Windhorst moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

## SENATE BILL NO. 324— BY SENATOR HEITMEIER AN ACT

To enact R.S. 11:502, relative to the Louisiana State Employees' Retirement System; to provide for a death benefit for retirees age sixty-five or older; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Salter
Baylor	Hopkins	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Carter	Johns	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Sneed
Copelin	Lancaster	Stelly
Crane	Landrieu	Theriot
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	Marionneau	Toomy
Denville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McCallum	Waddell
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrish	Wilkerson
Flavin	Murray	Willard
Fontenot	Nevers	Windhorst
Frith	Odinet	Winston
Frige	Perkins	Wooton
Gautreaux	Pierre	Wright
Glover	Pinac	
Total—98		

**NAYS**

Total—0

**ABSENT**

Holden	Jetson	Strain
Hudson	Morrell	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Stelly moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 328—**  
BY SENATOR HEITMEIER**AN ACT**

To amend and reenact R.S. 11:448(A) and 450(C) and (D)(3), relative to the Louisiana State Employees' Retirement System; to provide for the status of participants in the Deferred Retirement Option Plan; to provide for survivor benefits; to provide for computation of service credit; and to provide for related matters.

Read by title.

Rep. Alario sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Engrossed Senate Bill No. 328 by Senator Heitmeier

**AMENDMENT NO. 1**

On page 1, line 2, delete "R.S. 11:448(A)" and insert "R.S. 11:441(F), 448(A),"

**AMENDMENT NO. 2**

On page 1, line 6, after the semicolon ";," insert "to provide for retirement eligibility at any age after twenty-five years of service for employees of the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development;"

**AMENDMENT NO. 3**

On page 1, line 9, delete "R.S. 448(A)" and insert "R.S. 11:441(F), 448(A),"

**AMENDMENT NO. 4**

On page 1, between lines 10 and 11, insert the following:

"§441. Eligibility for retirement

\* \* \*

F. Notwithstanding the provisions of Subsection A of this Section or any other provision of law to the contrary, employees of the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development who are members of the system shall be eligible for retirement at any age upon attaining twenty-five or more years of service credit, at least ten of which were served immediately prior to application for retirement in a position with the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development. This retirement option shall only be available to employees hired after July 1, 1997, and the employee contribution rate shall be 8.5% for these employees.

\* \* \*

On motion of Rep. Alario, the amendments were withdrawn.

Rep. Daniel sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Daniel to Engrossed Senate Bill No. 328 by Senator Heitmeier

**AMENDMENT NO. 1**

On page 1, line 2, between "R.S. 11:448(A)" and "450(C)" delete "and" and insert a comma ","

**AMENDMENT NO. 2**

On page 1, line 2, between "and (D)(3)," and "relative" insert "and 922, and to enact R.S. 11:502 through 508,"

**AMENDMENT NO. 3**

On page 1, line 3, between "System" and "to" delete the semi-colon

"," and insert "and the Teachers' Retirement System;"

AMENDMENT NO. 4

On page 1, line 6, between "credit;" and "and to" insert "to provide relative to the creation, implementation, and administration of certain optional retirement plans;"

AMENDMENT NO. 5

On page 1, line 10, between "reenacted" and "to" insert "and R.S. 11:502 through 508 are hereby enacted"

AMENDMENT NO. 6

On page 2, between lines 26 and 27, insert:

"SUBPART F. OPTIONAL RETIREMENT PLAN

§502. Creation of optional retirement plan

There is created an optional retirement plan for the unclassified state employees who are eligible pursuant to R.S. 11:504 to become members of the Louisiana State Employees' Retirement System. Those eligible employees who select this optional benefit shall not be considered eligible for any benefits provided by the defined benefit plan, and cannot maintain any service credit in the defined benefit plan once this option is elected.

§503. Selection of providers

The Board of Trustees of the Louisiana State Employees' Retirement System shall select no more than three providers with which participants will be authorized to place their contributions in products that shall be selected by the Board of Trustees. In selecting the providers, the board of trustees shall consider, among other things, the following:

A. The tax status of the product.

B. The portability of the products offered by the providers.

C. The types of products offered by the providers.

D. The relation of the costs and benefits as relates to the amount of the contributions to be made pursuant to the provisions of this Part.

E. The ability of the designated provider or providers to provide the rights and benefits under the products.

§504. Eligibility; irrevocable election

A.(1) The following unclassified state employees shall be eligible to make an irrevocable election to participate in this optional retirement plan:

(a) The chief executive officer of the State Group Benefits Program.

(b)(i) Any unclassified state employee who is appointed by a statewide elected official and whose appointment is subject to confirmation by the Louisiana Senate.

(ii) Any unclassified state employee who is a member of the staff of any such employee described in Item (i) of this Subparagraph.

(2) Such election shall be made in writing and filed with the Louisiana State Employees' Retirement System within sixty days

from such appointment. Elections will be effective as of the date of appointment. If an eligible employee fails to make the election timely, he shall become a member of the retirement system's defined benefit plan as of the date of appointment.

B.(1) Any participating member of the defined benefit plan, who would otherwise be eligible to participate in this optional retirement plan under the provisions of Subsection A of this Section, may irrevocably elect to participate in this optional retirement plan under the provisions of this Subpart, but any such election shall be filed in writing with the Louisiana State Employees' Retirement System prior to September 1, 2000, or the member shall remain in the defined benefit plan.

(2) If, pursuant to this Paragraph, an election is made to participate in the optional retirement plan by a current member of the defined benefit plan, then the employee and employer contributions that were made on behalf of such member in the defined benefit plan shall be transferred to the participant's optional retirement plan.

(3) Any otherwise eligible employee who has service credit in the defined benefit plan shall be ineligible to participate in the optional retirement plan, unless such employee transfers all such credit from the defined benefit plan to this optional retirement plan in accordance this Subsection.

§505. Contributions

A. Each participant of this optional retirement plan shall contribute monthly the same amount that would have been contributed to the defined benefit plan, as if the participant were a member of that plan. Participant's contributions may be made by employer pick-up in accordance with the provisions of Section 414(h)(2) of the United States Internal Revenue Code or any amendment thereto. The entirety of each participant's contribution, less any monthly fee established by the Board of Trustees for the Louisiana State Employees' Retirement System to cover the cost of administration and maintenance of the optional retirement plan, shall be remitted to the applicable designated provider or providers for application to the participant's account or accounts.

B. (1) Each employer agency, institution or board shall contribute to the Louisiana State Employees' Retirement System on behalf of each participant in this optional retirement plan the same amount that would have been contributed to the defined benefit plan.

(2)(a) Upon receipt of this contribution, the Louisiana State Employees' Retirement System shall promptly pay over to the appropriate designated provider or providers an amount equal to the employer's portion of the normal cost contribution as set forth in the actuarial valuation of the retirement system which is approved annually by the Public Retirement Systems' Actuarial Committee. That amount shall be credited to the participant's account or accounts, subject to any other applicable provisions of this Section.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, the Louisiana State Employees' Retirement System shall retain and apply to the unfunded accrued liability the amount if any, of the employer contributions paid on behalf of any optional retirement plan participant which exceeds the employer's portion of the normal cost contribution.

(3)(a) In addition to the amount retained pursuant to Paragraph (2) of this Subsection, an additional contribution shall be retained, subject to the following procedures. The annual actuarial valuation presented to the Public Retirement System's Actuarial Committee pursuant to R.S. 11:127(C) shall identify any adverse actuarial impact occurring on and after July 1, 2000, as the result of participation of the employees set forth in this Section. Then, the system actuary

shall identify and recommend the additional amount of the employer's portion of the normal cost contributions made on behalf of optional retirement plan participants that is necessary to be retained to offset such adverse actuarial impact, if any.

(b) Any additional amount of the employer's portion of the normal cost contributions recommended to be retained pursuant to Subparagraph (a) of this Paragraph, shall be retained from such employer contributions that are made in the then current plan year. That amount shall be increased or decreased annually thereafter according to the same procedures in the amount needed to offset such adverse actuarial impact to the system, if any.

(4) The process of retaining contributions, as identified in Paragraphs (B) (2) and (3) of this Subsection shall continue until the unfunded accrued liability of the retirement system is fully amortized.

C. Notwithstanding the provisions of Subsections A and B of this Section, the Louisiana State Employees' Retirement System shall not remit any fund or contributions to any provider or providers from an employer agency, institution or board until the correct and total amount to be remitted to the Louisiana State Employees' Retirement System under Subsections A and B of this Section is received each month from the employer agency, institution or board.

#### §506. Limitations; unclassified employees

Any eligible person who elects to participate in this optional retirement plan shall always be ineligible for membership in the defined benefit plan, even if he is employed in a position covered by the defined benefit plan and shall only be entitled to those benefits set out in this subpart consisting of sections 502 through 508. If any such optional retirement plan participant assumes a new position covered by the retirement plan then he shall continue to participate in the optional retirement plan, notwithstanding the provisions of R.S. 11:417. If any such optional retirement plan participant assumes a new position in state service not covered by the defined benefit plan he must at that time begin membership in the retirement system which provides benefits for that position in state service.

#### §507. Benefits not obligation of the state; unclassified employees

A. Any person covered by R.S. 11:502 through 508 who elects to participate in this optional retirement plan shall agree that the benefits payable to participants are not the obligations of the state of Louisiana or the Louisiana State Employees' Retirement System and that such benefits and other rights of the optional retirement plan are the sole liability and responsibility of the designated provider or providers to which contributions have been made. Furthermore, all such participants shall in accordance with this agreement expressly waive his or her rights set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution.

B.(1) Benefits shall be payable to such optional retirement plan participants or their beneficiaries by the designated provider or providers and not by the Louisiana State Employees' Retirement System, in accordance with the contract types provided by the providers selected and the contracts approved for use in the optional retirement plan by the board of trustees of the Louisiana State Employees' Retirement System.

(2) Additionally, the board of trustees may approve direct transfers by and between providers.

(3) Participants in the optional retirement plan shall not be entitled to any benefits that members in the defined benefit plan are entitled; to include but not limited to, disability benefits, survivor benefits, participation in the Deferred Retirement Option Plan, and any cost of living adjustments granted to retirees of the defined

benefit plan.

(4) Participants in the optional retirement plan shall specifically acknowledge and do hereby waive any of the benefits that accrue to members in the defined benefit plan.

C. Any such optional retirement plan participant receiving retirement benefits under Subsection B of this Section shall be eligible to participate in the State Employees' Group Benefits Program in accordance with its laws and regulations.

D. By participating in the optional retirement plan the participant and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code, and if any violation of this Code does occur as a result of the participant's participation in the optional retirement plan, it will be the responsibility and liability of the participant and the provider and not the Louisiana State Employees' Retirement System.

E. There shall be no liability on the part of and no cause of action of any nature shall arise against the Louisiana State Employees' Retirement System, or its agents or employees, for any action taken in the performance of the duties under this Subsection

#### §508. Implementation

The board of trustees of the Louisiana State Employees' Retirement System shall implement the optional retirement plan no later than July 1, 2000, and the employer agency, institutions and boards shall implement the optional retirement plan on July 1, 2000.

\* \* \*

#### §922. Purpose

The purpose of the optional retirement plan is to provide retirement and death benefits to the participants while affording the maximum portability of these benefits to the participants. ~~Benefits shall be provided by the purchase of annuity contracts, fixed or variable in nature, or a combination thereof, at the option of the participant:~~

\* \* \*

#### AMENDMENT NO. 7

On page 2, line 27, between "Section 2." and "This" insert "A."

#### AMENDMENT NO. 8

On page 3, after line 5, add:

"B. The authority for enrollment of employees in the Optional Retirement Plan, as set forth in R.S. 11:504 of Section 1 of this Act, shall terminate on July 1, 2001 and, thereafter, no further employees shall be enrolled or transferred for participation therein. Those employees who either enrolled in or transferred into the Optional Retirement Plan on or before June 30, 2001 shall continue participation therein in accordance with the provisions of law applicable thereto."

On motion of Rep. Daniel, the amendments were adopted.

Rep. Curtis sent up floor amendments which were read as follows:

#### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Curtis and Daniel to

# Page 112 HOUSE

54th Day's Proceedings - June 15, 1999

Engrossed Senate Bill No. 328 by Senator Heitmeier

## AMENDMENT NO. 1

Delete Amendment No. 1 proposed by the House Committee on Retirement and adopted by the House on June 14, 1999.

## AMENDMENT NO. 2

On page 1, delete line 2, and insert "To amend and reenact R.S. 11:62(5)(b), 441(D)(3), 448(A), 450(B), (C), and (D)(3), and 2175(E)(6), and to enact R.S. 11:441(D)(4) relative to the"

## AMENDMENT NO. 3

In Amendment No. 3 proposed by the House Committee on Retirement and adopted by the House on June 14, 1999, on line 9, between "to" and "recomputation" insert "retirement eligibility of correctional officers, probation and parole officers, and security personnel employed by the Department of Public Safety and Corrections and also to provide with respect to employee contributions of such personnel after their participation in the Deferred Retirement Option Plan; to provide with respect to"

## AMENDMENT NO. 4

Delete Amendment No. 4 proposed by the House Committee on Retirement and adopted by the House on June 14, 1999.

## AMENDMENT NO. 5

On page 1, line 9, after "Section 1." delete the remainder of the line and at the beginning of line 10 delete "reenacted" and insert "R.S. 11:62(5)(b), 441(D)(3), 448(A), 450(B), (C), and (D)(3), and 2175(E)(6) are hereby amended and reenacted and R.S. 11:441(D)(4) is hereby enacted"

## AMENDMENT NO. 6

On page 1, between lines 10 and 11, insert:

§62. Employees contributions established

Employee contributions to state and statewide public retirement systems shall be as follows:

\* \* \*

(5) Louisiana State Employees' Retirement System

\* \* \*

(b)(i) Correction officers, probation and parole officers, and security officers of the ~~Louisiana~~ Department of Public Safety and Corrections -- 9%.

(ii) Correction officers, probation and parole officers, and security officers of the Department of Public Safety and Corrections who have terminated participation in the deferred retirement option plan but not employment --7.5%.

\* \* \*

§441. Eligibility for retirement

\* \* \*

D.

\* \* \*

(3) Notwithstanding any other provision of law to the contrary, effective July 1, 1999, correctional officers, probation and parole officers, and security personnel employed by the Louisiana Department of Public Safety and Corrections shall be eligible for retirement at any age upon attaining twenty-five or more years of service, at least ten of which were served immediately prior to application for retirement in a position with the Louisiana Department of Public Safety and Corrections.

(4) For purposes of this Subsection, Louisiana Department of Public Safety and Corrections includes predecessor and successor agencies to such department.

\* \* \*

## AMENDMENT NO. 7

On page 2, between lines 7 and 8, insert:

"B. Upon termination of participation in the plan but not employment, credits to the account shall cease, and no retirement benefits shall be paid to the participant until employment is terminated. No payment shall be made based upon credits in the account until employment is terminated. Employer and employee contributions shall resume. Correction officers, probation and parole officers, and security officers of the Department of Public Safety and Corrections who have ended their participation in the deferred retirement option plan but not employment shall make contributions at the rate established in R.S. 11:62(5)(b)(ii)."

On motion of Rep. Curtis, the amendments were adopted.

Rep. Wilkerson sent up floor amendments which were read as follows:

## **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Wilkerson to Engrossed Senate Bill No. 328 by Senator Heitmeier

## AMENDMENT NO. 1

On page 1, line 2, after "(D)(3)" delete the comma ",", and insert "and 1318 and to repeal R.S. 11:1317,"

## AMENDMENT NO. 2

On page 1, at the end of line 2, insert "State Police Retirement Fund and the"

## AMENDMENT NO. 3

On page 1, at the end of line 3, insert "payment of survivor's benefits to a child; to provide for the"

## AMENDMENT NO. 4

On page 1, line 9, between "(D)(3)" and "are" insert "and 1318"

## AMENDMENT NO. 5

On page 2, between lines 26 and 27, insert the following:

§1318. Pension of minor children or physically handicapped or mentally retarded children of deceased employee

A. The surviving minor child or children or totally physically



handicapped or mentally retarded child or children of a deceased member, whether under or over the age of eighteen years, shall be entitled to the same benefits, payable in the same manner as are provided by this Chapter for ~~minor children if the totally physically handicapped or mentally retarded child is dependent upon the surviving spouse or other legal guardian and is not receiving assistance from other state agencies in excess of fifty percent of the benefit payable to said child surviving spouses.~~

B. The applicant shall provide adequate proof of handicap of such surviving child or children and shall notify the board of any subsequent changes in the child's condition ~~to such an extent that the child is no longer dependent upon the surviving spouse or legal guardian and any changes in the assistance being received from other state agencies.~~ The board may require a certified statement of the child's eligibility status at the end of each calendar year.

Section 2. R.S. 11:1317 is hereby repealed in its entirety."

#### AMENDMENT NO. 6

On page 2, at the beginning of line 27, change "Section 2." to "Section 3."

#### **Motion**

On motion of Rep. Stelly, the bill, as amended, was returned to the calendar.

#### **SENATE BILL NO. 382—** BY SENATOR DARDENNE

#### **AN ACT**

To amend and reenact the introductory paragraph of R.S. 13:1899(C), relative to the assessment and disposition of court costs; to increase such costs; and to provide for related matters.

Read by title.

Rep. McCallum moved the final passage of the bill.

#### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Hammett	Romero
Alario	Heaton	Salter
Alexander	Hill	Schneider
Barton	Holden	Schwegmann
Baudoin	Hudson	Shaw
Bruce	Hunter	Smith, J.D.—50th
Bruneau	Iles	Stelly
Carter	Jenkins	Theriot
Chaisson	Johns	Thompson
Clarkson	Kenney	Thornhill
Crane	Landrieu	Toomy
Damico	Long	Travis
Daniel	McCain	Triche
Denville	McCallum	Waddell
DeWitt	McDonald	Walsworth
Doerge	McMains	Warner
Donelon	Michot	Weston
Dupre	Mitchell	Wiggins
Fauchaux	Montgomery	Wilkerson
Flavin	Morrish	Willard
Fontenot	Nevers	Winston
Gautreaux	Odinot	Wooton
Glover	Pinac	Wright

Green  
Total—71

Powell

#### **NAYS**

Baylor  
Bowler  
Copelin  
Diez  
Farve  
Total—13

Guillory  
Marionneaux  
Morrell  
Murray  
Perkins

Pratt  
Welch  
Windhorst

#### **ABSENT**

Ansardi  
Curtis  
Durand  
Frith  
Fruge  
Hebert  
Hopkins  
Total—19

Jetson  
Kennard  
Lancaster  
LeBlanc  
Martiny  
Pierre  
Quezaire

Riddle  
Scalise  
Smith, J.R.—30th  
Sneed  
Strain

The Chair declared the above bill was finally passed.

Rep. McCallum moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

#### **SENATE BILL NO. 393—** BY SENATORS DARDENNE AND LANDRY **AN ACT**

To amend and reenact R.S. 14:79(A)(1), R.S. 46:2132(4), 2135(B), and 2137(A), Children's Code Arts. 1569(B) and 1571(B), and Code of Civil Procedure Art. 3603.1(B); and to enact R.S. 36:474(A)(12) and R.S. 46:2136(I), and Children's Code Arts. 1570(I); and to repeal Children's Code Art. 1569(G); relative to domestic violence; to provide for violations of criminal stay-away orders; to provide for the duties of the Department of Social Services relative to enforcement of certain domestic violence intervention or counseling programs; to provide for the criteria for such programs; to provide definitions; to prohibit the use of mutual protective orders; to provide relative to temporary restraining and protective orders; and to provide for related matters.

Read by title.

Rep. Bowler sent up floor amendments which were read as follows:

#### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bowler to Reengrossed Senate Bill No. 393 by Senator Dardenne

#### AMENDMENT NO. 1

On page 3, line 6, after "not," insert "if a minor child or children also live in the residence,"

Rep. Bowler moved the adoption of the amendments.

Rep. McCain objected.

By a vote of 33 yeas and 65 nays, the amendments were rejected.

Rep. Glover sent up floor amendments which were read as follows:

#### **HOUSE FLOOR AMENDMENTS**

# Page 114 HOUSE

54th Day's Proceedings - June 15, 1999

Amendments proposed by Representative Glover to Engrossed Senate Bill No. 393 by Senator Dardenne

## AMENDMENT NO. 1

On page 1, line 2, after "2135(B)," and before "and" insert "2136(F)"

## AMENDMENT NO. 2

On page 1, line 12, after the semicolon ";," and before "and" insert the following:

"to provide for the duration of protective orders in domestic abuse cases;"

## AMENDMENT NO. 3

On page 2, line 25, change "2135(B)" to "2135(B), 2136(F),"

## AMENDMENT NO. 4

On page 3, between lines 24 and 25, insert the following:

"F. Any final protective order or approved consent agreement shall be for a fixed period of time, not to exceed ~~six months~~ eighteen months, and may be extended by the court, after a contradictory hearing, in its discretion. Such protective order or extension thereof shall be subject to a devolutive appeal only.

\* \* \*

On motion of Rep. Glover, the amendments were adopted.

Rep. Green sent up floor amendments which were read as follows:

## **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Green to Reengrossed Senate Bill No. 393 by Senator Dardenne

## AMENDMENT NO. 1

On page 1, line 5, after "1570(I)" delete the semicolon ";," and delete the remainder of the line and on line 6 delete "Children's Code Art. 1569(G);," and insert a comma ","

## AMENDMENT NO. 2

On page 6, delete line 16

## AMENDMENT NO. 3

In the amendments proposed by the House Committee on Administration of Criminal Justice and adopted by the House on June 14, 1999, in Amendment No. 9, on page 1, line 22, change "twenty" to "ten"

## AMENDMENT NO. 4

In the amendments proposed by the House Committee on Administration of Criminal Justice and adopted by the House on June 14, 1999, in Amendment No. 14, on page 2, line 9, change "twenty" to "ten"

Rep. Green moved the adoption of the amendments.

Rep. McCain objected.

By a vote of 44 yeas and 52 nays, the amendments were rejected.

Rep. Landrieu sent up floor amendments which were read as follows:

## **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Landrieu to Re-engrossed Senate Bill No. 393 by Senators Dardenne and Landry

## AMENDMENT NO. 1

On page 1, line 2, after "2135" insert "(A) and"

## AMENDMENT NO. 2

On page 2, line 25, after "2135" insert "(A) and"

## AMENDMENT NO. 3

On page 3, line 3, after "Family" delete "or household"

## AMENDMENT NO. 4

On page 3, line 5, after "children" change the comma "," to a period "."

## AMENDMENT NO. 5

On page 3, line 5, after "children" delete "and" and insert "'Household members" means"

## AMENDMENT NO. 6

On page 3, between lines 12 and 13, insert the following:

"A. Upon good cause shown in an ex parte proceeding, the court may enter a temporary restraining order, without bond, as it deems necessary to protect from abuse the petitioner, any minor children, or any person alleged to be an incompetent. Any person who shows immediate and present danger of abuse shall constitute good cause for purposes of this Subsection. The order may include, but is not limited to, the following:"

On motion of Rep. Landrieu, the amendments were adopted.

Rep. McCain moved the final passage of the bill, as amended.

## **ROLL CALL**

The roll was called with the following result:

## **YEAS**

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly

Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinot	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Mitchell	Strain
Total—2	

The Chair declared the above bill was finally passed.

Rep. McCain moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 462—**  
BY SENATOR CAIN

## AN ACT

To amend and reenact R.S. 51:691, 692.1, and 692.3, relative to the sale of certain prison-made goods; to provide for exceptions to a prohibition on the sale of prison made goods on the open market; to change references to Louisiana State Penitentiary; and to provide for related matters.

Read by title.

Rep. Hill moved the final passage of the bill.

## ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot

Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Farve	Michot	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Nevers	Windhorst
Gautreaux	Odinot	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Total—99		

NAYS

Total—0

ABSENT

Durand	Mitchell
McCain	Strain
Total—4	

The Chair declared the above bill was finally passed.

Rep. Hill moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**SENATE BILL NO. 511—**  
BY SENATOR CRAVINS

## AN ACT

To amend and reenact R.S. 15:536, 15:537, 15:538(C)(1), and 574.4(B) and Code of Criminal Procedure Art. 895(E), relative to criminal procedure; to provide for mandatory minimum sentences for certain sex offenders; to provide for conditions of parole, probation, and diminution or suspension of sentence for certain sex offenders; and to provide for related matters.

Read by title.

Rep. Murray sent up floor amendments which were read as follows:

## HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Reengrossed Senate Bill No. 511 by Senator Cravins

AMENDMENT NO. 1

On page 2, line 6, after "R.S. 14:81.2," and before "R.S. 14:89.1" delete "R.S. 14:89,"

AMENDMENT NO. 2

On page 1, at the beginning of line 24, delete "R.S. 14:89,"

On motion of Rep. Murray, the amendments were adopted.

Rep. Murray moved the final passage of the bill, as amended.

## ROLL CALL

The roll was called with the following result:

# Page 116 HOUSE

54th Day's Proceedings - June 15, 1999

## YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Romero
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Sneed
Copelin	Kenney	Stelly
Crane	Lancaster	Theriot
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCallum	Waddell
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Farve	Montgomery	Weston
Faucheux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Murray	Willard
Frith	Nevers	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wooton
Green	Pierre	Wright
Total—96		

## NAYS

Total—0

## ABSENT

Durand	McCain	Strain
Glover	Mitchell	
Heaton	Riddle	
Total—7		

The Chair declared the above bill was finally passed.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

## SENATE BILL NO. 775— BY SENATOR DARDENNE

### AN ACT

To amend and reenact R.S. 14:30(A)(5), relative to first degree murder; to clarify certain definitions; and to provide for related matters.

Read by title.

Rep. Green sent up floor amendments which were read as follows:

## HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Green to Engrossed Senate Bill No.775 by Senator Dardenne

### AMENDMENT NO. 1

In Amendment No. 1 proposed by the House Committee on Criminal Justice and adopted by the House on June 14, 1999, on line 3, after "R.S. 14:30(A)(8)" delete the comma "," and insert "and 67.16 and to repeal R.S. 27:100 and 264,"

### AMENDMENT NO. 2

In Amendment No. 2 proposed by the House Committee on Criminal Justice and adopted by the House on June 14, 1999, on line 7, after "definitions;" insert the following:

"to provide relative to gaming; to repeal provisions of law with respect to cheating contained in the Louisiana Gaming Control Law; to create the crime of cheating and swindling;"

### AMENDMENT NO. 3

In Amendment No. 4 proposed by the House Committee on Criminal Justice and adopted by the House on June 14, 1999, on line 13, delete "is" and insert "and 67.16 are"

### AMENDMENT NO. 4

In Amendment No. 5 proposed by the House Committee on Criminal Justice and adopted by the House on June 14, 1999, after line 36, insert the following:

### §67.16. Cheating and swindling

A. It shall be unlawful for any person who by any trick or sleight of hand performance, or by fraud or fraudulent scheme, cards, dice, or device, for himself or another, wins or attempts to win money or property or a combination thereof, or reduces a losing wager or attempts to reduce a losing wager, increases a winning wager or attempts to increase a winning wager in connection with gaming operations.

B.(1) Whoever violates the provisions of this Section when the value of such money or property or combination thereof or reduced or increased wager is five hundred dollars or more, the offender shall be imprisoned, with or without hard labor, for not more than two years, or may be fined not more than two thousand dollars, or both.

(2) When the value of such money or property or combination thereof or reduced or increased wager is equal to or less than a value of five hundred dollars, the offender shall be imprisoned for not more than six months, or may be fined not more than five hundred dollars, or both. If the offender in such cases has been convicted of cheating and swindling two or more times previously, upon any subsequent conviction he shall be imprisoned, with or without hard labor, for not more than two years, or may be fined not more than two thousand dollars, or both.

C. For purposes of this Section "gaming operations" means the conducting or assisting in the conducting of gaming activities or operations upon a riverboat, at the official gaming establishment, by operating an electronic video draw poker device, by a charitable gaming licensee, or at a pari-mutuel wagering facility or the operation of a state lottery which is licensed for operation and regulated under the provisions of Chapter 4 of Title 4, Chapters 4, 5, 6, and 7 of Title 27, or Part V-A of Chapter 14 of Title 33 or Subtitle XI of Title 47 of the Louisiana Revised Statutes of 1950, or any other gaming operation authorized by law.

Section 2. R.S. 27:100 and 264 are hereby repealed in their entirety."

## Point of Order

Rep. Chaisson asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

### Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

On motion of Rep. Green, the amendments were withdrawn.

Rep. Schneider sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 775 by Senator Dardenne

#### AMENDMENT NO. 1

On page 1, line 2, after "30(A)(5)" and before the comma," insert "and to enact R.S. 14:60.1" and after "relative to" insert "crimes; to create the crime of home invasion; to provide for penalties; to provide with respect to"

#### AMENDMENT NO. 2

On page 1, line 5, after "reenacted" insert "and R.S. 14:60.1 is hereby enacted"

#### AMENDMENT NO. 3

On page 1, after line 13, insert the following:

#### "§60.1. Home invasion

A. Home invasion is the unauthorized entering of any inhabited dwelling, or of any structure, watercraft, or movable where a person is present, when the offender:

(1) Is armed with a dangerous weapon or becomes armed with a dangerous weapon after entering; and

(2) While within or while entering or leaving the inhabited dwelling, or the structure, watercraft, or movable where a person is present, commits or threatens to commit any crime of violence as defined in R.S. 14:2(13) or the crime of false imprisonment, as defined in R.S. 14:46.

B. Whoever commits the crime of home invasion shall be imprisoned at hard labor for not less than ten nor more than forty years."

### Point of Order

Rep. Chaisson asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

### Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

On motion of Rep. Schneider, the amendments were withdrawn.

Rep. Windhorst moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinot	Wooton
Green	Perkins	Wright
Total—102		

#### NAYS

Total—0

#### ABSENT

Strain  
Total—1

The Chair declared the above bill was finally passed.

Rep. Windhorst moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

#### SENATE BILL NO. 796— BY SENATOR IRONS

#### AN ACT

To enact R.S. 14:95.8, relative to offenses affecting the public safety; to provide with respect to possession of handguns by juveniles; to provide for the crime of illegal possession of a handgun by a juvenile; to provide for definition; to provide for exceptions; to provide for penalties; and to provide for related matters.

Read by title.

Rep. Montgomery sent up floor amendments which were read as follows:

# Page 118 HOUSE

54th Day's Proceedings - June 15, 1999

## HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Engrossed Senate Bill No. 796 by Senator Irons

### AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 14:32.1(B) and to"

### AMENDMENT NO. 2

On page 1, line 6, after "penalties;" and before "and to" insert "to provide for increased penalties for the crime of vehicular homicide;"

### AMENDMENT NO. 3

On page 2, after line 14, insert the following:

"\* \* \*

Section 2. R.S. 14:32.1(B) is hereby amended and reenacted to read as follows:

§32.1. Vehicular homicide

\* \* \*

B. Whoever commits the crime of vehicular homicide shall be fined not less than two thousand dollars nor more than fifteen thousand dollars and shall be imprisoned with or without hard labor for not less than two years nor more than ~~fifteen~~ twenty years. At least one year of the sentence of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence. The court shall require the offender to participate in a court-approved substance abuse program or a court-approved driver improvement program, or both. All driver improvement courses required under this Section shall include instruction on railroad grade crossing safety.

## Point of Order

Rep. Chaisson asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

## Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

On motion of Rep. Montgomery, the amendments were withdrawn.

Rep. Jenkins sent up floor amendments which were read as follows:

## HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jenkins to Engrossed Senate Bill No. 796 by Senator Irons

### AMENDMENT NO. 1

On page 2, at the end of line 1, delete the comma "," and delete lines 2 through 4 in their entirety.

### AMENDMENT NO. 2

On page 2, at the beginning of line 5, delete "violation."

### AMENDMENT NO. 3

On page 3 between lines 11 and 12, insert the following:

"(7) Possessing a handgun with the written permission of such person's parent or legal guardian; provided that such person carries on his person a copy of such written permission."

Rep. Jenkins moved the adoption of the amendments.

Rep. Murray objected.

By a vote of 89 yeas and 7 nays, the amendments were adopted.

## Motion

On motion of Rep. Heaton, the bill, as amended, was returned to the calendar.

### SENATE BILL NO. 893—

BY SENATOR JONES

### AN ACT

To amend and reenact R.S. 40:1379.1(I), relative to public health and safety; to provide for length of term that judges may be licensed to carry concealed weapons; and to provide for related matters.

Read by title.

Rep. Hunter sent up floor amendments which were read as follows:

## HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hunter to Engrossed Senate Bill No. 893 by Senator Jones

### AMENDMENT NO. 1

On page 1, line 4, after "weapons;" insert "to provide relative to the type of handgun;"

### AMENDMENT NO. 2

On page 1, at the beginning of line 10 change "I." to "I.(1)"

### AMENDMENT NO. 3

On page 1, line 14, after "superintendent." insert "(2)"

### AMENDMENT NO. 4

On page 1, at the end of line 15, insert "A judge issued a special officer commission shall be authorized to possess only a revolver, a semi-automatic handgun or a deringer."

On motion of Rep. Hunter, the amendments were adopted.

Rep. Windhorst sent up floor amendments which were read as follows:

## HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Windhorst to Engrossed Senate Bill No. 893 by Senator Jones

### AMENDMENT NO. 1

On page 1, line 4, after "weapons;" and before "and" insert "to provide for annual qualification requirements;"

#### AMENDMENT NO. 2

On page 1, line 15, after "office" and before the period "." insert a comma "," and "provided that such judges must be qualified annually in the use of firearms by a firearms instructor for the Council on Peace Officers Standards and Training and have proof of such qualification"

On motion of Rep. Windhorst, the amendments were adopted.

Rep. Hunter moved the final passage of the bill, as amended.

#### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Total—102		

#### **NAYS**

Total—0

#### **ABSENT**

Strain  
Total—1

The Chair declared the above bill was finally passed.

Rep. Hunter moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

#### **SENATE BILL NO. 1028—** BY SENATOR DARDENNE

#### **AN ACT**

To amend and reenact R. S. 14:62.4(A), relative to the unauthorized entry of a place of business; to provide that a place of business shall include any structure or premises that is partially or completely enclosed by any type of physical barrier; and to provide for related matters.

Read by title.

Rep. Green sent up floor amendments which were read as follows:

#### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Green to Engrossed Senate Bill No.1028 by Senator Dardenne

#### AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:62.4(A)," delete the remainder of the line and insert "to enact R.S. 14:67.16 and to repeal R.S. 27:100 and 264, relative to criminal law and gaming; to provide relative to the unauthorized entry of"

#### AMENDMENT NO. 2

On page 1, line 5, after "barrier;" insert the following:

"to provide relative to gaming; to repeal provisions of law with respect to cheating contained in the Louisiana Gaming Control Law; to create the crime of cheating and swindling;"

#### AMENDMENT NO. 3

On page 1, after line 15, insert the following:

"Section 2. R.S. 14:67.16 is hereby enacted to read as follows:

#### §67.16. Cheating and swindling

A. It shall be unlawful for any person who by any trick or sleight of hand performance, or by fraud or fraudulent scheme, cards, dice, or device, for himself or another, wins or attempts to win money or property or a combination thereof, or reduces a losing wager or attempts to reduce a losing wager, increases a winning wager or attempts to increase a winning wager in connection with gaming operations.

B.(1) Whoever violates the provisions of this Section when the value of such money or property or combination thereof or reduced or increased wager is five hundred dollars or more, the offender shall be imprisoned, with or without hard labor, for not more than two years, or may be fined not more than two thousand dollars, or both.

(2) When the value of such money or property or combination thereof or reduced or increased wager is equal to or less than a value of five hundred dollars, the offender shall be imprisoned for not more than six months, or may be fined not more than five hundred dollars, or both. If the offender in such cases has been convicted of cheating and swindling two or more times previously, upon any subsequent conviction he shall be imprisoned, with or without hard labor, for not more than two years, or may be fined not more than two thousand dollars, or both.

C. For purposes of this Section "gaming operations" means the conducting or assisting in the conducting of gaming activities or operations upon a riverboat, at the official gaming establishment, by

operating an electronic video draw poker device, by a charitable gaming licensee, or at a pari-mutuel wagering facility or the operation of a state lottery which is licensed for operation and regulated under the provisions of Chapter 4 of Title 4, Chapters 4, 5, 6, and 7 of Title 27, or Part V-A of Chapter 14 of Title 33 or Subtitle XI of Title 47 of the Louisiana Revised Statutes of 1950, or any other gaming operation authorized by law.

Section 3. R.S. 27:100 and 264 are hereby repealed in their entirety."

### Point of Order

Rep. Willard asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

### Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

On motion of Rep. Green, the amendments were withdrawn.

Rep. Schneider sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 1028 by Senator Dardenne

#### AMENDMENT NO. 1

On page 1, line 2, after "14:62.4(A)" insert "and to enact R.S. 14:60.1,"

#### AMENDMENT NO. 2

On page 1, line 3, after "business" delete the semi-colon ";" and insert "and the unauthorized invasion of a home; to create the crime of home invasion and to provide for penalties;"

#### AMENDMENT NO. 3

On page 1, line 7, after "reenacted" insert "and R.S. 14:60.1 is hereby enacted"

#### AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:

#### §60.1. Home invasion

A. Home invasion is the unauthorized entering of any inhabited dwelling, or of any structure, watercraft, or movable where a person is present, when the offender:

(1) Is armed with a dangerous weapon or becomes armed with a dangerous weapon after entering; and

(2) While within or while entering or leaving the inhabited dwelling, or the structure, watercraft, or movable where a person is present, commits or threatens to commit any crime of violence as defined in R.S. 14:2(13) or the crime of false imprisonment, as defined in R.S. 14:46.

B. Whoever commits the crime of home invasion shall be imprisoned at hard labor for not less than ten nor more than forty

years."

### Point of Order

Rep. Chaisson asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

### Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

On motion of Rep. Schneider, the amendments were withdrawn.

Rep. Windhorst moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Hammett	Pierre
Alario	Heaton	Pinac
Alexander	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Carter	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Gautreaux	Murray	Windhorst
Glover	Nevers	Winston
Green	Odinot	Wooton
Guillory	Perkins	Wright
Total—99		

#### NAYS

Total—0

#### ABSENT

Chaisson	Powell
Fruge	Strain
Total—4	

The Chair declared the above bill was finally passed.



Rep. Windhorst moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

# SENATE BILL NO. 1039—

BY SENATORS BAJOE, BOISSIERE, JOHNSON, JONES, IRONS, W. FIELDS AND C. FIELDS AND REPRESENTATIVES BAYLOR, COPELIN, CURTIS, FARVE, GREEN, HUDSON, HUNTER, MITCHELL, MORRELL, MURRAY, PIERRE, QUEZAIRE, WELCH AND WILLARD

## AN ACT

To enact Part VII-A of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:149.61, relative to public grounds; to establish the Rev. Avery C. Alexander Plaza; to provide for the boundaries of the district; and to provide for related matters.

Read by title.

Rep. Copelin moved the final passage of the bill.

## ROLL CALL

The roll was called with the following result:

### YEAS

Mr. Speaker	Heaton	Pinac
Alario	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Baylor	Hudson	Salter
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Sneed
Copelin	Kenney	Stelly
Crane	Lancaster	Theriot
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Frith	Morrell	Willard
Frige	Morrish	Windhorst
Gautreaux	Murray	Winston
Glover	Nevers	Wooton
Green	Odinet	Wright
Guillory	Perkins	
Hammett	Pierre	
Total—97		

### NAYS

Total—0

### ABSENT

Alexander	Fontenot	Scalise
Farve	Powell	Strain
Total—6		

The Chair declared the above bill was finally passed.

Rep. Copelin moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

# SENATE BILL NO. 1113—

BY SENATOR COX (Substitute for Senate Bill No. 28 by Senator Cox.)

## AN ACT

To amend and reenact R.S. 15:545(A) and 596(B) and to enact R.S. 15:587.1(G) and 587.3, relative to children; to provide relative to the sharing of information between local law enforcement officials and the Louisiana Bureau of Criminal Identification and Information; to authorize the use of the National Crime Information Center to conduct such background checks as are required by the Louisiana Child Protection Act; to provide for release of certain background information; to provide for fingerprints samples; to provide for certain training programs; to provide for penalties; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

## ROLL CALL

The roll was called with the following result:

### YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Sneed
Crane	Lancaster	Stelly
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard
Fontenot	Morrish	Windhorst
Frith	Murray	Winston
Frige	Nevers	Wooton
Gautreaux	Odinet	Wright
Glover	Perkins	
Green	Pierre	
Total—100		

### NAYS

Total—0

### ABSENT

Jetson	Strain	Theriot
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Total—3

The Chair declared the above bill was finally passed.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### **Suspension of the Rules**

On motion of Rep. Hill, the rules were suspended in order to take up Petitions, Memorials and Communications at this time.

### **Petitions, Memorials and Communications**

The following petitions, memorials, and communications were received and read:

### **Message from the Senate**

#### **APPOINTMENT OF CONFERENCE COMMITTEE**

June 15, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 110: Senators Ullo, Landry, and Greene.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Message from the Senate**

#### **APPOINTMENT OF CONFERENCE COMMITTEE**

June 15, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1732: Senators Romero, Smith, and Ellington.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Message from the Senate**

#### **APPOINTMENT OF CONFERENCE COMMITTEE**

June 15, 1999

To the Honorable Speaker and Members of the House of

Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1848: Senators Dardenne, Hines, and Schedler.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Conference Committee Reports for Consideration**

The following Conference Committee Reports were received and read:

**Conference Committee Report**  
**House Bill No. 412 by Rep. Carter**

**Conference Committee Report**  
**House Bill No. 1182 by Rep. Stelly**

**Conference Committee Report**  
**House Bill No. 1848 by Rep. Weston**

The above Conference Committee Reports lie over under the rules.

### **Message from the Senate**

#### **HOUSE CONCURRENT RESOLUTIONS**

June 15, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 303  
Returned without amendments.

House Concurrent Resolution No. 304  
Returned without amendments.

House Concurrent Resolution No. 305  
Returned without amendments.

House Concurrent Resolution No. 306  
Returned without amendments.

House Concurrent Resolution No. 307  
Returned without amendments.

House Concurrent Resolution No. 308  
Returned without amendments.

House Concurrent Resolution No. 309  
Returned without amendments.

House Concurrent Resolution No. 310  
Returned without amendments.

House Concurrent Resolution No. 311  
Returned without amendments.

House Concurrent Resolution No. 312  
Returned without amendments.

House Concurrent Resolution No. 314  
Returned without amendments

House Concurrent Resolution No. 315  
Returned without amendments.

House Concurrent Resolution No. 316  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Message from the Senate

#### HOUSE BILLS

June 15, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 3  
Returned without amendments.

House Bill No. 301  
Returned without amendments.

House Bill No. 900  
Returned with amendments.

House Bill No. 913  
Returned with amendments.

House Bill No. 1011  
Returned with amendments.

House Bill No. 1188  
Returned without amendments.

House Bill No. 1190  
Returned without amendments.

House Bill No. 1198  
Returned without amendments.

House Bill No. 1217  
Returned without amendments.

House Bill No. 1244  
Returned without amendments.

House Bill No. 1262  
Returned without amendments.

House Bill No. 1275  
Returned without amendments.

House Bill No. 1302  
Returned without amendments.

House Bill No. 1314

Returned with amendments.

House Bill No. 1340  
Returned without amendments.

House Bill No. 1353  
Returned with amendments.

House Bill No. 1391  
Returned with amendments.

House Bill No. 1480  
Returned with amendments.

House Bill No. 1503  
Returned without amendments.

House Bill No. 1505  
Returned without amendments.

House Bill No. 1506  
Returned with amendments.

House Bill No. 1576  
Returned with amendments.

House Bill No. 1596  
Returned without amendments.

House Bill No. 1598  
Returned without amendments.

House Bill No. 1599  
Returned without amendments.

House Bill No. 1601  
Returned without amendments.

House Bill No. 1604  
Returned with amendments

House Bill No. 1626  
Returned without amendments.

House Bill No. 1644  
Returned without amendments.

House Bill No. 1660  
Returned without amendments.

House Bill No. 1686  
Returned without amendments.

House Bill No. 1691  
Returned without amendments.

House Bill No. 1706  
Returned with amendments.

House Bill No. 1708  
Returned without amendments.

House Bill No. 1715  
Returned with amendments.

House Bill No. 1716  
Returned without amendments.

House Bill No. 1724

Returned without amendments.

House Bill No. 1784  
Returned with amendments.

House Bill No. 2027  
Returned with amendments.

House Bill No. 2128  
Returned with amendments.

House Bill No. 2145  
Returned with amendments.

House Bill No. 2156  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III

### **Message from the Senate**

#### **ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS**

June 15, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 162 and 163

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Message from the Senate**

#### **SIGNED SENATE BILLS AND JOINT RESOLUTIONS**

June 15, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill No. 75, 209, 221, 249, 359, 429, 702, 709, 779, 894, 458, 497, 519, 592, 593, 627, 632, 646, 690, 721, 289, 350, 363, 413, 432, 433, 436, 438, 446, 457, 46, 79, 96, 98, 118, 155, 164, 165, 174, 272, 751, 781, 790, 802, 829, 851, 873, 874, 904, 986, 1026, 172, 1077, and 1099

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Privileged Report of the Committee on Enrollment**

June 15, 1999

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Resolutions have been properly enrolled:

#### **HOUSE RESOLUTION NO. 90—**

BY REPRESENTATIVES MORRELL AND MURRAY

##### **A RESOLUTION**

To urge and request the board of directors of the Ernest N. Morial Convention Center to direct the building's management to designate two strategically located rooms, which will each hold approximately one hundred fifty employees, to be used as a permanent cafeteria for employees of the center and Aramark Corporation, to direct the Aramark Corporation to set up cafeteria or dining facilities in these rooms, and to ensure that the rooms shall only be used as cafeteria or dining facilities for the employees of the center and Aramark Corporation.

#### **HOUSE RESOLUTION NO. 92—**

BY REPRESENTATIVE KENNEY

##### **A RESOLUTION**

To urge and request the Board of Regents, in collaboration with the Board of Supervisors for the University of Louisiana System, the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, and the Board of Supervisors of Community and Technical Colleges, to adopt policies providing for more incentives for students from this country to enter programs in engineering and science by allocating funds for graduate assistantships and for new faculty positions designated for U.S. citizens only.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

### **Privileged Report of the Committee on Enrollment**

June 15, 1999

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

#### **HOUSE CONCURRENT RESOLUTION NO. 303—**

BY REPRESENTATIVE DIEZ

##### **A CONCURRENT RESOLUTION**

To commend the Red Star Soccer Club's U-17 girls soccer team upon winning the Louisiana Soccer Association's 1999 Snickers State Open Cup in their age bracket for the fourth year in a row, and to commend the Red Star Soccer Club's U-15 girls soccer team upon winning the Louisiana Soccer Association's 1999 Snickers State Open Cup in their age bracket for the second year in a row.

**HOUSE CONCURRENT RESOLUTION NO. 304—**

BY REPRESENTATIVE FRITH

**A CONCURRENT RESOLUTION**

To recognize the First Annual Louisiana Beef, Rice, and Gravy Cook Off.

**HOUSE CONCURRENT RESOLUTION NO. 305—**

BY REPRESENTATIVES FARVE, BAUDOIN, CLARKSON, COPELIN, CURTIS, GLOVER, GUILLORY, JENKINS, MORRELL, MURRAY, PRATT, SALTER, SCHWEGMANN, THOMPSON, WELCH, AND WILLARD

**A CONCURRENT RESOLUTION**

To express sincere condolences of the Legislature of Louisiana upon the death of Dr. Joseph Logsdon of New Orleans, Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 306—**

BY REPRESENTATIVE WESTON AND SENATOR JOHNSON

**A CONCURRENT RESOLUTION**

To express the condolences of the Louisiana Legislature to the family of Dr. Dupuy H. Anderson, and to reflect on his lifetime of contributions to this state and to his community of Baton Rouge.

**HOUSE CONCURRENT RESOLUTION NO. 307—**

BY REPRESENTATIVE FRITH

**A CONCURRENT RESOLUTION**

To commend Anne Katherine Lene upon her coronation as Miss LSU USA.

**HOUSE CONCURRENT RESOLUTION NO. 308—**

BY REPRESENTATIVES GLOVER, ALARIO, ALEXANDER, ANSARDI, BARTON, BAUDOIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CARTER, CHAISSON, CLARKSON, COPELIN, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DEWITT, DIEZ, DOERGE, DONELON, DOWNER, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, JENKINS, JETSON, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, LEBLANC, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, THERIOT, THOMPSON, THORNHILL, TOOMY, TRAVIS, TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT

**A CONCURRENT RESOLUTION**

To commend and congratulate Representative Jimmy D. Long for being selected by the *Shreveport Times* as one of the 100 most influential people of northwest Louisiana this century.

**HOUSE CONCURRENT RESOLUTION NO. 309—**

BY REPRESENTATIVE GLOVER

**A CONCURRENT RESOLUTION**

To commend and congratulate Jim Gardner for being selected by the *Shreveport Times* as one of the 100 most influential people of northwest Louisiana this century.

**HOUSE CONCURRENT RESOLUTION NO. 310—**

BY REPRESENTATIVES GLOVER, ALARIO, ALEXANDER, ANSARDI, BARTON, BAUDOIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CARTER, CHAISSON, CLARKSON, COPELIN, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DEWITT, DIEZ, DOERGE, DONELON, DOWNER, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, JENKINS, JETSON, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, LEBLANC, LONG, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, THERIOT, THOMPSON, THORNHILL, TOOMY, TRAVIS, TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT

**A CONCURRENT RESOLUTION**

To commend former state representative Walter O. Bigby for being selected by the *Shreveport Times* as one of the 100 most

influential people of northwest Louisiana this century.

**HOUSE CONCURRENT RESOLUTION NO. 311—**

BY REPRESENTATIVES GLOVER, ALARIO, ALEXANDER, ANSARDI, BARTON, BAUDOIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CARTER, CHAISSON, CLARKSON, COPELIN, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DEWITT, DIEZ, DOERGE, DONELON, DOWNER, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, JENKINS, JETSON, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, LEBLANC, LONG, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, THERIOT, THOMPSON, THORNHILL, TOOMY, TRAVIS, TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT

**A CONCURRENT RESOLUTION**

To commend and congratulate Dr. C. O. Simpkins for being selected by the *Shreveport Times* as one of the 100 most influential people in northwest Louisiana this century.

**HOUSE CONCURRENT RESOLUTION NO. 312—**

BY REPRESENTATIVE GLOVER

**A CONCURRENT RESOLUTION**

To commend and congratulate former state representative Alphonse Jackson for being selected by the *Shreveport Times* as one of the 100 most influential people of northwest Louisiana this century.

**HOUSE CONCURRENT RESOLUTION NO. 314—**

BY REPRESENTATIVE BAYLOR

**A CONCURRENT RESOLUTION**

To commend Holy Rosary School of Shreveport upon being named a 1998-1999 Blue Ribbon School of Excellence by the United States Department of Education.

**HOUSE CONCURRENT RESOLUTION NO. 315—**

BY REPRESENTATIVE MONTGOMERY

**A CONCURRENT RESOLUTION**

To commend and congratulate Jane H. Smith upon her selection as Louisiana Superintendent of the Year and to recognize her outstanding contributions to the education of the youth of Bossier Parish.

**HOUSE CONCURRENT RESOLUTION NO. 316—**

BY REPRESENTATIVE WELCH

**A CONCURRENT RESOLUTION**

To express sincere condolences of the Legislature of Louisiana upon the death of Leslie Scott of Baton Rouge, Louisiana.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

**Privileged Report of the Committee on Enrollment**

June 15, 1999

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Bills have been properly enrolled:

**HOUSE BILL NO. 3—**

BY REPRESENTATIVE ALARIO  
AN ACT

To enact the Omnibus Bond Authorization Act of 1999, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

**HOUSE BILL NO. 36—**

BY REPRESENTATIVES HUDSON AND JOHNS  
AN ACT

To amend and reenact R.S. 32:388(A), (E), and (F)(1), relative to oversize and overweight vehicles; to provide for penalties for failure to stop at stationary weight enforcement scales; to provide for certain exceptions; to provide relative to the disbursement of payments for various penalties; and to provide for related matters.

**HOUSE BILL NO. 47—**

BY REPRESENTATIVE WRIGHT  
AN ACT

To amend and reenact R.S. 19:133.1(A), relative to the authority of the Town of Colfax to expropriate property for the Aloha-Rigolette Area Louisiana Project; to extend for five years the time within which to expropriate and acquire such property; and to provide for related matters.

**HOUSE BILL NO. 156—**

BY REPRESENTATIVE FARVE  
AN ACT

To enact R.S. 17:7(24), relative to the powers and duties of the State Board of Elementary and Secondary Education; to require the State Board of Elementary and Secondary Education to develop and implement a pilot program to improve English and language arts instruction; to provide relative to program components; and to provide for related matters.

**HOUSE BILL NO. 228—**

BY REPRESENTATIVE TOOMY  
AN ACT

To amend and reenact R.S. 16:51(A)(2), (3), (4), (5), (14), (17), (19), (20), (21), (22), (23), (28), (29), (32), and (33), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; and to provide for related matters.

**HOUSE BILL NO. 265—**

BY REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact R.S. 39:80, relative to fiscal reporting; to provide for preparation of a narrative report on the annual financial position of the state; and to provide for related matters.

**HOUSE BILL NO. 371—**

BY REPRESENTATIVE MCCAIN  
AN ACT

To amend and reenact R.S. 13:352(A)(5) and to enact R.S. 15:874(4)(g), relative to payment of fees in certain criminal appeals; to provide for payment of costs; to require certain costs to be paid from a state inmate's compensation account; to provide for procedures for withdrawal of funds; and to provide for related matters.

**HOUSE BILL NO. 438—**

BY REPRESENTATIVE MURRAY  
AN ACT

To amend and reenact R.S. 23:1221(1)(d) and 1333, relative to workers' compensation; to provide relative to the cessation of an award of benefits based on temporary total disability; to delete the provision limiting the award of such benefits to a maximum of six months under certain conditions; to provide for acceleration of payments and to provide for related matters.

**HOUSE BILL NO. 451—**

BY REPRESENTATIVE MCCAIN  
AN ACT

To amend and reenact Code of Criminal Procedure Articles 915(A) and 919(A) and (B), relative to the preparation of transcripts of criminal court proceedings; to provide for time for delivery of record to the clerk of court; to provide with respect to motions for appeal; and to provide for related matters.

**HOUSE BILL NO. 460—**

BY REPRESENTATIVE LEBLANC AND SENATOR HAINKEL  
AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(e), relative to the Department of the Treasury, including provisions to provide for the re-creation of the Department of the Treasury and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

**HOUSE BILL NO. 480—**

BY REPRESENTATIVE ANSARDI  
AN ACT

To amend and reenact R.S. 38:2251(A)(5) and (H)(1) and (3), relative to the purchase or procurement of certain Louisiana products; to provide for conditions for purchase of such products in preference to products from outside the state; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 511—**

BY REPRESENTATIVE JOHN SMITH  
AN ACT

To enact Part IX of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2320, relative to surplus property; to provide for the donation or exchange of movable surplus property between or among political subdivisions whose functions include public safety; and to provide for related matters.

**HOUSE BILL NO. 567—**

BY REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact R.S. 49:327(C)(1)(a), relative to investment of state funds; to provide for investment of funds not on deposit with the state treasury in certain financial institutions; and to provide for related matters.

**HOUSE BILL NO. 694—**

BY REPRESENTATIVES DEWITT AND WIGGINS  
AN ACT

To enact R.S. 51:1420, relative to unfair trade practices and consumer protection; to prohibit deceptive trade practices through the use of listings in telephone directories or other directory databases; to limit the liability of providers of directories; to provide for violations; and to provide for related matters.

**HOUSE BILL NO. 810 (Duplicate of Senate Bill No. 769)—**  
BY REPRESENTATIVE LANCASTER AND SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 18:1491.6(D) and 1495.4(D), relative to campaign finance disclosure; to require certain supplemental reports; to require certain reports in the case of deficits; to require certain reports in the case of surplus campaign funds; and to provide for related matters.

**HOUSE BILL NO. 873—**  
BY REPRESENTATIVE THORNHILL

AN ACT

To amend and reenact Code of Criminal Procedure Article 66, relative to service of subpoenas in certain matters; to provide for method of service; and to provide for related matters.

**HOUSE BILL NO. 889—**  
BY REPRESENTATIVES TOOMY AND MORRELL AND SENATOR DARDENNE

AN ACT

To enact R.S. 15:1228 through 1228.8, relative to the establishment of the Integrated Criminal Justice Information System Policy Board; to provide for its purposes; to provide for its membership; to provide for its organization, domicile, and expenses; to provide for its component systems; and to provide for related matters.

**HOUSE BILL NO. 902—**  
BY REPRESENTATIVE MCCAIN

AN ACT

To amend and reenact Code of Criminal Procedure Article 433(A)(1)(b), relative to persons present at grand jury sessions; to allow more than one assistant attorney general to be present at grand jury sessions; and to provide for related matters.

**HOUSE BILL NO. 1029—**  
BY REPRESENTATIVES PERKINS, BRUCE, DUPRE, JENKINS, MCCAIN, MORRELL, ROMERO, WINDHORST, AND WOOTON

AN ACT

To enact R.S. 15:828.2, relative to faith-based programs in correctional institutions; to provide for legislative intent; to provide for development of programs; to provide for monitoring of programs; and to provide for related matters.

**HOUSE BILL NO. 1081—**  
BY REPRESENTATIVES DUPRE, FLAVIN, GAUTREAUX, HEBERT, JACK SMITH, ALARIO, DAMICO, DEWITT, DIEZ, DOWNER, DURAND, FAUCHEUX, FRITH, FRUGE, MARTINY, MCMAINS, MICHOT, RIDDLE, SCHWEGMANN, THERIOT, TRICHE, WOOTON, AND DANIEL AND SENATORS BARHAM, DARDENNE, EWING, HAINKEL, SCHEDLER, CASANOVA, GREENE, LANDRY, ROBICHAUX, ROMERO, SIRACUSA, THEUNISSEN, AND ULLO

AN ACT

To amend and reenact R.S. 49:213.7(B)(2), relative to the Wetlands Conservation and Restoration Fund; to provide for the deposit and credit of certain mineral revenues in the fund; and to provide for related matters.

**HOUSE BILL NO. 1092—**  
BY REPRESENTATIVES MCCAIN AND MARIONNEAUX

AN ACT

To amend and reenact R.S. 33:4569.1(A)(2) and (D)(1) and 4569.3(1), relative to the Iberville Parish Parks and Recreation District; to authorize the payment of per diem to the citizen members of the board of commissioners; to provide relative to board membership; to provide relative to title to property of the district; and to provide for related matters.

**HOUSE BILL NO. 1177—**  
BY REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 33:2711.11.1, relative to municipal sales and use taxes; to authorize the governing body of the city of Monroe to levy and collect an additional sales and use tax, subject to voter approval; and to provide for related matters.

**HOUSE BILL NO. 1280—**  
BY REPRESENTATIVES MCMAINS, DEWITT, DOWNER, DIEZ, AND CRANE AND SENATORS DARDENNE, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 27:68.1, to provide for a notice of lis pendens in actions involving gaming; to provide for the circumstances under which such notices shall be issued by a hearing officer; to provide for a hearing to set aside the notice of lis pendens; to provide the effect of such notices on persons to whom a sale, assignment, transfer, or disposition is made; and to provide for related matters.

**HOUSE BILL NO. 1352—**  
BY REPRESENTATIVES CLARKSON, JOHNS, AND WALSWORTH

AN ACT

To amend and reenact Children's Code Articles 1125(B)(3) and 1127(A) through (C), relative to adoptions; to provide for disclosure of genetic information; and to provide for related matters.

**HOUSE BILL NO. 1390—**  
BY REPRESENTATIVES MCMAINS, DEWITT, DOWNER, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact Code of Civil Procedure Articles 2412 and 2413, relative to garnishment; to provide for service of certain garnishment petitions on judgment debtors employed by the executive branch of state government; to provide for delays for answering; to require that notice of certain motions be made by certified mail; and to provide for related matters.

**HOUSE BILL NO. 1393—**  
BY REPRESENTATIVES MCMAINS, DEWITT, DOWNER, DIEZ, CRANE, AND MORRELL AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact Code of Civil Procedure Article 2411(C) and R.S. 13:3913, relative to garnishment; to provide that a garnishment, other than of wages of an employee, is not continuing in nature; and to provide for related matters.

**HOUSE BILL NO. 1447—**  
BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 13:761(A), (C), and (D), relative to the Clerks' Supplemental Compensation Fund; to provide that all clerks of district courts and criminal district courts in the state shall participate in the fund; to provide which funds will be used to pay the fees in the Civil District Court for the parish of Orleans and the Criminal District Court for the parish of Orleans; and to provide for related matters.

**HOUSE BILL NO. 1450—**  
BY REPRESENTATIVES FONTENOT, JENKINS, KENNEY, PERKINS, THOMPSON, AND WIGGINS

AN ACT

To amend and reenact Civil Code Articles 89 and 3520, relative to same sex marriages; to prohibit the recognition of any marriage between persons of the same sex; to provide for any such marriage contracted in another state or jurisdiction; to provide for the effect of any public act, record or judicial proceeding in

another state or jurisdiction which authorizes such marriages; and to provide for related matters.

**HOUSE BILL NO. 1509—**

BY REPRESENTATIVE MCMAINS AND SENATOR DARDENNE  
AN ACT

To amend and reenact R.S. 13:1952(4)(d), relative to courts created by special legislative act; to provide for the assignment of annexations in the city of Baton Rouge to elections sections of the City Court of Baton Rouge; to remove the termination date on the authority to provide for such assignments; and to provide for related matters.

**HOUSE BILL NO. 1626—**

BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER  
AN ACT

To amend and reenact R.S. 47:806(C)(2), relative to the special fuels tax; to eliminate recordkeeping requirements for certain taxpayers; and to provide for related matters.

**HOUSE BILL NO. 1798—**

BY REPRESENTATIVES LANDRIEU AND PRATT AND SENATOR SCHEDLER  
AN ACT

To amend and reenact Children's Code Article 405(C) and to enact Chapter 6 of Title IV of the Louisiana Children's Code, to be comprised of Articles 435 through 445, and Children's Code Article 603(13)(f), relative to mediation; to provide for the use of mediation in juvenile courts; to provide definitions; to provide for referral to mediation, selection and appointment of mediators, disclosure by mediators, and revocation of mediators; to provide qualifications of mediators, stay of proceedings, confidentiality, and termination of mediation; to provide for mediation agreements, judicial oversight, evaluation of mediators, and adoption of local rules; and to provide for related matters.

**HOUSE BILL NO. 1808—**

BY REPRESENTATIVE DURAND  
AN ACT

To enact Code of Criminal Procedure Article 162.1(D), relative to the issuance of search warrants; to provide for methods for issuance by judges; and to provide for related matters.

**HOUSE BILL NO. 1981—**

BY REPRESENTATIVES LONG, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER  
AN ACT

To amend and reenact R.S. 15:574.2(A)(3), relative to the Board of Parole; to provide for salaries of board members; to provide that salaries are set by executive order of the governor; and to provide for related matters.

**HOUSE BILL NO. 2053—**

BY REPRESENTATIVES DUPRE, DOWNER, AND GAUTREAUX  
AN ACT

To enact R.S. 13:1909, relative to city courts; to authorize courts to establish a judicial building fund; to provide for a service charge on civil filings; to provide for a service charge in criminal matters; to specify uses of the special account; to specify control over the special account; to require approval by local ordinance; and to provide for related matters.

**HOUSE BILL NO. 2063—**

BY REPRESENTATIVE MITCHELL  
AN ACT

To enact R.S. 15:1403.1, relative to criminal street gangs; to create the crime of solicitation of membership of a criminal street gang; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 2064—**

BY REPRESENTATIVE MITCHELL  
AN ACT

To enact R.S. 15:1405.3, relative to release from custody of a criminal street gang member; to require the Department of Public Safety and Corrections to notify law enforcement agencies upon release from custody of a member of a criminal street gang; and to provide for related matters.

**HOUSE BILL NO. 2156 (Duplicate of Senate Bill No. 1035)—**

BY REPRESENTATIVES TRAVIS AND SENATOR BEAN AND COAUTHORED BY REPRESENTATIVES ALEXANDER, CARTER, DAMICO, FRITH, HEBERT, MARTINY, MCCAIN, MICHOT, MONTGOMERY, MORRISH, PIERRE, PINAC, SCHWEGMANN, THERIOT, THOMPSON, AND WARNER AND SENATOR HEITMEIER  
AN ACT

To amend and reenact R.S. 34:1121(B)(2)(introductory paragraph), relative to pilotage fee commissions; to provide relative to composition of the commissions; and to provide for related matters.

**HOUSE BILL NO. 2203—**

BY REPRESENTATIVE SCALISE AND SENATOR HAINKEL  
AN ACT

To amend and reenact R.S. 39:1536(A) and to enact R.S. 39:1543 (D), relative to risk management; to provide for implementation of loss prevention audits and associated premium adjustments for higher education agencies; and to provide for related matters.

**HOUSE BILL NO. 2255—**

BY REPRESENTATIVES KENNARD AND THOMPSON  
AN ACT

To enact R.S. 11:592 and 1307(B), relative to commissioned members of the Louisiana Department of Wildlife and Fisheries law enforcement division and state police officers; to allow certain retiring members of the Louisiana Department of Wildlife and Fisheries law enforcement division to purchase their firearm; to allow retiring state police officers to purchase their firearm from the office of state police; to provide for a valuation of the firearms; to provide for length of service requirements; and to provide for related matters.

**HOUSE BILL NO. 2269 (Substitute for House Bill No. 2019 by Representative Donelon)—**

BY REPRESENTATIVE DONELON  
AN ACT

To enact R.S. 22:1078(F), relative to domestic insurers; to provide for exemption from fees; and to provide for related matters.

**HOUSE BILL NO. 2272 (Substitute for House Bill No. 535 by Representative Copelin)—**

BY REPRESENTATIVE COPELIN  
AN ACT

To amend and reenact R.S. 43:202(B), relative to the publication of judicial advertisements and legal notices in New Orleans; to provide relative to the journal in which such advertisements and notices may be published; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

**Introduction of Resolutions,  
House and House Concurrent**



The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

**HOUSE RESOLUTION NO. 94—**  
BY REPRESENTATIVE HOLDEN HOLDEN  
A RESOLUTION

Urges and requests the Department of Social Services relative to individual development accounts for TANF recipients

Read by title.

Lies over under the rules.

**HOUSE RESOLUTION NO. 95—**  
BY REPRESENTATIVE SCHNEIDER  
A RESOLUTION

To express the sincere condolences and heartfelt sorrow of the House of Representatives upon the death of Laurent J. "Chuck" Roger II.

Read by title.

On motion of Rep. Schneider, and under a suspension of the rules, the resolution was adopted.

**HOUSE CONCURRENT RESOLUTION NO. 317—**  
BY REPRESENTATIVE FARVE  
A CONCURRENT RESOLUTION

To urge and request the State Board of Barber Examiners to review certain matters, including the way in which its members are appointed, with particular regard to achieving racial equity, and to report the findings of such review and the final resolutions reached to the Louisiana Legislature by noon on June 18, 1999.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 318—**  
BY REPRESENTATIVE CLARKSON  
A CONCURRENT RESOLUTION

To express sincere condolences of the Legislature of Louisiana upon the death of French Jordan of Gretna, Louisiana.

Read by title.

On motion of Rep. Clarkson, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 319—**  
BY REPRESENTATIVE QUEZAIRE  
A CONCURRENT RESOLUTION

To commend and congratulate the Ascension Catholic High School Lady Bulldogs softball team for its 1999 Class 1A state championship.

Read by title.

On motion of Rep. Quezaire, and under a suspension of the rules, the resolution was adopted.

**HOUSE CONCURRENT RESOLUTION NO. 320—**  
BY REPRESENTATIVE DURAND  
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to provide Medicaid reimbursement for hospice care through the use of proceeds from the multistate tobacco settlement.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 321—**  
BY REPRESENTATIVE WILKERSON  
A CONCURRENT RESOLUTION

To commend Lafaye Carter Jackson for outstanding dedication to the well-being of others through her numerous activities and outstanding community service and leadership.

Read by title.

On motion of Rep. Wilkerson, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 322—**  
BY REPRESENTATIVE WILKERSON  
A CONCURRENT RESOLUTION

To commend and congratulate the graduates and supporters of the Homer-Mayfield High School on the occasion of the fourth school reunion.

Read by title.

On motion of Rep. Wilkerson, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 323—**  
BY REPRESENTATIVE MURRAY  
A CONCURRENT RESOLUTION

Provides legislative approval of the casino support services contract between the Louisiana Gaming Control Board and the city of New Orleans.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 324—**  
BY REPRESENTATIVE FARVE  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Notary Association to develop a program relative to providing pro bono notarial services to the indigent and to the elderly, to encourage its members to participate in the program, and to report the results of the program prior to the beginning of the 2000 Regular Session of the Legislature.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 325—**  
BY REPRESENTATIVE WILKERSON  
A CONCURRENT RESOLUTION

To commend and congratulate Miss Kelly Elena Butler for being selected "Queen Dixie Gem" of 1999.

Read by title.

On motion of Rep. Wilkerson, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 326—**

BY REPRESENTATIVE WILKERSON

**A CONCURRENT RESOLUTION**

To commend and congratulate the Union Parish Voters League for their efforts to secure and protect the right to vote for African-Americans in Union Parish.

Read by title.

On motion of Rep. Wilkerson, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 327—**

BY REPRESENTATIVE WELCH

**A CONCURRENT RESOLUTION**

To express the condolences of the Louisiana Legislature to the family of Mr. Sandy Ray Jackson.

Read by title.

On motion of Rep. Welch, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 328—**

BY REPRESENTATIVE LEBLANC

**A CONCURRENT RESOLUTION**

To urge and request the Joint Legislative Committee on the Budget to review and evaluate the Five-Year Full Funding Plan for Louisiana higher and postsecondary education submitted by the Board of Regents and to report its findings and recommendations relative to the plan and implementation of full funding of the higher education funding formula to the Legislature prior to the 2000 Regular Session of the Legislature.

Read by title.

Lies over under the rules.

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on  
Municipal, Parochial and Cultural Affairs**

June 15, 1999

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

Senate Bill No. 1101, by Bajoie  
Reported favorably. (6-0-1) (Local and Consent)

SHARON WESTON  
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

**Privilege Report of the Legislative Bureau**

June 15, 1999

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 1101  
Reported without amendments.

Respectfully submitted,

JOE SALTER  
Chairman

**Suspension of the Rules**

On motion of Rep. Copelin, the rules were suspended in order to take up Senate Instruments on Second Reading Returned from the Legislative Bureau at this time.

**Senate Instruments on Second Reading  
Returned from the Legislative Bureau**

Rep. Copelin asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

**SENATE BILL NO. 1101—**

BY SENATOR BAJOE

**AN ACT**

To enact R.S. 33:4094.1, relative to the city of New Orleans; to authorize the local governing body to collect a special ad valorem tax of four mills on the dollar for sewage drainage services; to provide for the collection of such taxes for twenty years to benefit the Sewage and Water Board; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Weston, the bill was ordered passed to its third reading.

Under the rules, placed on the local and consent calendar.

**Leave of Absence**

Rep. Strain- 1 day

**Adjournment**

On motion of Rep. Riddle, at 11:30 P.M., the House agreed to adjourn until Wednesday, June 16, 1999, at 9:30 A.M.

The Speaker of the House declared the House adjourned until 9:30 A.M., Wednesday, June 16, 1999.

ALFRED W. SPEER  
Clerk of the House

C. Wayne Hays  
Journal Clerk, *Emeritus*

**Committee Meeting Notices**

**Committee on Natural Resources**

Will meet at:      Date: June 16, 1999

Location: Committee Room 5

**NO MEETING IS SCHEDULED.**

JOHN SMITH  
Chairman